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Columbus, Ga. - Ordinances, etc

CODE

—OF THE—

CITY OF COLUMBUS,

1914.

INCLUDING THE CHARTER AS AMENDED,
RULES OF COUNCIL, AND LAWS AND
ORDINANCES TO JULY 1,
1914.

REVISED AND COMPILED BY
G. H. HOWARD, Attorney at Law,
COLUMBUS, GEORGIA.

GILBERT PRINTING CO.,
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1914.

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CITY OFFICIALS,
1914.

JNO. C. COOK,
Mayor.

M. M. MOORE,
Clerk.

JOHN S. MATTHEWS,
Treasurer.

GEORGE J. BURRUS,
Marshal.

W. C. CAMPBELL,
Superintendent of Public Works.

H. K. PUCKETT,
Sanitary Inspector.

J. TOM MOORE,
Chief of Police.

FRANK D. FOLEY,
Recorder.

I. F. PEARCE,
Chief of Fire Department.

J. T. MONCRIEFF,
Health Officer.

T. T. MILLER,
City Attorney.

DR. M. H. BLANDFORD,
City Physician.

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8 Nov. 20. city clerk.

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ARTICLE I.

CHARTER OF THE CITY OF COLUMBUS AND AMENDMENTS THERETO.

CHAPTER 1.

AN ACT

To create a New Charter for the City of Columbus, and to consolidate and declare the rights and powers of said corporation, and for other purposes.

SECTION 1.—Corporate Name. General Powers. Restrictions. (Acts of 1890-'91, p. 489.)—*Be it enacted by the General Assembly of the State of Georgia, and it is hereby enacted by authority of the same, That the City of Columbus (heretofore made a body politic and corporate, by the Acts of the General Assembly of Georgia under the name of the Mayor and Council of the City of Columbus) shall from and after the passage of this Act, have and be known by the corporate name of "The City of Columbus;" that by such corporate name, it may sue and be sued; have and use a corporate seal; make and enact, through the Mayor and Board of Aldermen, Ordinances, Resolutions, Rules and Regulations for the transaction of its business, and the proper government of the city, which shall be consistent with the laws of Georgia and of the United States; the said corporation, through its Mayor and Board of Aldermen, shall have special powers in its corporate capacity to make all contracts which they may deem necessary for the welfare of the city, or its citizens; to assess values of property; levy and collect taxes thereon; to remove nuisances; they shall have full control and power over the streets, lanes and alleys of the city, and to remove obstructions therefrom, as is generally exercised by*

and granted to municipal corporations, and shall in general have all the powers incident to corporations under the laws of this state, and in addition thereto, all other powers which are necessary and proper to make, regulate, maintain and preserve a proper and legal government for said city; but the Mayor and Council shall have no right or authority to alter the plan of said city; nor to shut up streets, nor to permit any building to be erected in said streets, nor any obstruction to be placed therein except as provided by the laws of the state, nor shall the said city become a stockholder in any company, corporation or association, or appropriate money for, or loan its credit to any corporation, company, association, institution or individual, except for purely charitable purposes and for public schools.

SEC. 2.—Corporate Limits. How Extended. Election to Extend. How Held.—*Be it further enacted by the authority aforesaid,* That the corporate limits of the “City of Columbus” shall embrace all the territory set forth and described in the following Acts and as set forth and for the purposes therein named. An Act, entitled an Act to lay out a trading town and to dispose of all the lands reserved for the use of the State near the Coweta Falls, on the Chattahoochee river, and to name the same, assented to December 24, 1827, and marked on the general plan of the town made by Commissioners of the State of Georgia in pursuance of said Act. (This act provides in substance, that the Commissioners appointed for that purpose shall lay out a square or an oblong square fronting the Chattahoochee river of 1,200 acres, as a reservation for the common and town of Columbus, within which square they shall lay out not less than 500 building lots of half an acre each, with an appropriate number of streets, alleys and a suitable number of reserved squares for public buildings, etc.; secondly, one square within the town and common reserve of ten acres shall be laid out and appropriated to and for the use of the county of Muscogee, as a site for their public buildings, with the privilege of selling so much of the said ten acres as the Commissioners of the court house and jail of said county may deem proper to aid them in building a court house and jail.) (Acts of December 24, 1827.)

An Act entitled an Act amendatory of an Act entitled an Act to incorporate the town of Columbus in the County of Muscogee and to provide for the election of Intendant and Commissioners of the same, and for other purposes therein contained, assented to December 24, 1836. (This act provided for the extension of the corporate limits to the boundary line dividing the States of Georgia and Alabama on the western bank of the Chattahoochee river and provided that the Mayor and Council of the city should thereafter exercise jurisdiction to the full extent of said boundary line, and enforce all ordinances passed in obedience to its corporate powers, and punish all offenders for violation thereof.) (Act of December 24, 1836).

An Act entitled an Act to provide for the extension of the corporate limits of the City of Columbus, in the County of Muscogee, approved September 2, 1887.

This Act provided for the extension of the corporate limits, if ratified by an election (which was duly held and carried) so as to include the territory adjoining the city on the north, lying within the following boundaries: Beginning at the northwest corner of the then limits where the northern boundary of the city intersected the state line on the west bank of the Chattahoochee river, then running due east along the northern boundary to the northeast corner of the (then) city limits, thence still due east one mile from the original starting point, thence due north one mile, thence due west to the west bank of the Chattahoochee river to a point on the state line, thence south along said west state line to the starting point. (Act of September 2, 1887.)

An Act entitled an Act to extend the corporate limits of the City of Columbus, in the County of Muscogee, and for other purposes. Approved November 14, 1888. By this Act, the corporate limits of the city were extended for police purposes only. (See Act of November 14, 1888.) By the later Act (See Act of November 11, 1889) this same territory was included in the extension in the corporate limits for all purposes, the last mentioned Act providing as follows:

WHEREAS, The General Assembly of the State of Georgia did pass an Act entitled an Act to extend the corporate limits of the

City of Columbus, in the County of Muscogee, and for other purposes, approved November 14, 1888, and by the first section of said Act the corporate limits of the City of Columbus were extended for police purposes so as to include the following territory within the following limits, to-wit: "Commencing on the eastern side of the present city limits so that the north line of the Coweta Reserve shall be the north line of said extension, and the east line of lot No. 74 in said Coweta Reserve shall be the east line of said extension, and the south line of said extension shall be the road known as the Middle Road, which runs west from the old Female Academy to the present city Cemetery, and the west line of said extension shall be the present east line of said City of Columbus; and

WHEREAS, said extension of said city limits has nearly all of the benefits of the City of Columbus and none of its burdens; therefore, *be it enacted by the General Assembly of the State of Georgia, and it is hereby enacted by the authority of the same*, That section first of the above recited Act be amended by adding to the end thereof the following proviso: *Provided, nevertheless*, that full power and authority is hereby conferred on the Mayor and Council of the City of Columbus from time to time, as they may see fit, to declare by resolution that so much of the territory named in the aforesaid first section of said Act as they may deem proper shall be a part of said City of Columbus for all purposes and subject to municipal taxation by said City of Columbus.

Be it further enacted by the authority aforesaid, That said resolution or resolutions shall become of full force and effect one year after the passage of the same by the City Council of Columbus, and so much of said territory above described as shall be included in said resolution or resolutions aforesaid, shall then become a part of said City of Columbus not only for police purposes, but for all purposes whatsoever, and subject to municipal taxation by said City of Columbus; *Provided, however*, that previous to passage of said resolution or resolutions the same shall be published in full, once a week for five weeks, in one or more daily newspapers published in the City of Columbus; *and, provided further*, that upon the passage of

said resolution or resolutions a majority of all members elected to said City Council shall have voted in its favor.

An Act entitled an Act to define the boundaries of that part of the City of Columbus commonly known as Rose Hill Annex; which provides that said boundaries shall be fixed and established as follows: The present north line of said Annex, which is the north line of the City of Columbus, shall extend due east until it intersects a line which shall be the prolongation of what is now known as the east side of Twelfth Avenue, which said east side of Twelfth Avenue shall be the east line of said Annex of said City of Columbus and the south line of said Annex shall be the original north line of said City of Columbus, and what is known as Cemetery Street, to a point where said Cemetery Street intersects said Twelfth Avenue. (Approved July 26, 1889.)

An Act entitled an Act to extend the corporate limits of the City of Columbus, in the County of Muscogee so as to embrace and include all that tract or parcel of land recently purchased by the Mayor and Council of the City of Columbus from Andrew H. and Albert W. Shepherd containing one hundred and fifty acres, more or less, and for other purposes. (Approved November 13, 1889). Said extension is included within the following boundaries: "Beginning at the northwest corner of the tract of land owned by Mary Freeman, on the East boundary line of Tenth Avenue, thence north two degrees and forty-five minutes, west twelve hundred and fifty-five feet along and with the east boundary line of said Tenth Avenue, thence north eighty-eight degrees and thirty minutes, east sixteen hundred feet to a lane thirty feet wide, thence south two degrees and forty-five minutes, east six hundred and ninety-two feet, thence north eighty-seven degrees and fifteen minutes, east with the south boundary line of said lane twenty-one hundred feet, to within thirty feet of what is known as the city drain or creek, thence south fifteen degrees and thirty minutes, west twenty-seven hundred and ninety feet more or less to the Chattahoochee river, thence in a northwesterly direction with the meanderings of said river, sixteen hundred and fifty-four feet, to Mary Freeman's southeast boundary line, thence north fifty-eight degrees and twenty

minutes, west ninety hundred and four feet along the north boundary line of Mary Freeman's land to the place of beginning and containing one hundred and fifty acres of land, more or less; that the same be, and is hereby made a part of the City of Columbus for all purposes." (Approved November 13, 1889.)

When at any time it is desired that territory now lying outside of the present corporate limits of the City of Columbus, be incorporated within and become a part of the City of Columbus, then on a petition of twenty-five persons residing within the territory desired to be annexed, addressed to the Mayor and Aldermen, and clearly defining and marking the limits and boundaries of the territory proposed to be added, and stating the desire that said territory should become a part of the city, the same shall be considered by said Mayor and Board of Aldermen and if in the judgment of said Mayor and Aldermen it is not expedient to add such territory, then they may declare the same, but if in the judgment of said Mayor and Board of Aldermen, or a majority of them, the addition is one which is expedient to be made, then the Mayor and Board of Aldermen shall order an election to be held at some convenient place within the territory so desired to be annexed, at which all persons residing within the limits of the territory so desired to be annexed, who are qualified to vote for members of the General Assembly, may vote either "For Annexation" or "Against Annexation," and said Mayor and Board of Aldermen shall at the same time also order an election to be held in said city on the question of annexation of said territory, at which all the qualified voters of said city shall be entitled to vote either for annexation or against annexation, and if a majority both in the city and proposed territory vote "For Annexation" then the territory described in said petition shall be and become a part of the City of Columbus, and under the jurisdiction of all laws and ordinances governing the City of Columbus. This section shall be held as cumulative only of the manner of extending the corporate limits of the city.

SEC. 3.—Police District Defined. Liquor Licenses in Police District. (Acts of 1902, p. 377.)—An Act to amend the charter of Columbus, approved December 2, 1902, provides that: The

municipal government of the City of Columbus shall have and exercise a limited power and authority for police purposes, over all that territory which lies within the State of Georgia and within three miles in a straight line from the present corporate limits of said City of Columbus, and said territory shall hereafter be known as the police district of the City of Columbus.

The Mayor and Board of Aldermen of the City of Columbus in the exercise of the power and authority in this act conferred, shall have the sole and exclusive right to regulate the sale of spirituous, vinous and malt liquors within said police district and to grant or refuse a license therefor and they may put such terms, restrictions and conditions on the sale of such liquor as they may deem proper, but in no case shall a license be granted within said district for a less term than one year, and if any license is granted within said district the fees thereof shall never be less than the amount of the license fee within the corporate limits proper of the City of Columbus. All such fees shall be collected in the same manner as similar fees are collected in the City of Columbus and paid into the City Treasury.

SEC. 4.—Jurisdiction in Police District.—That all laws and ordinances in force in said City of Columbus in reference to crimes and misdemeanors against the persons of citizens or individuals, against the public peace and tranquility, against the public morality and health, and offenses committed by cheats and swindlers, and offenses against public trade, against fraudulent or malicious mischief, shall be in force within the territory comprising the said police district in the same manner and to the same extent as they are in force within the corporate limits of said city; and for the purpose of preventing the commission of any and all of said offenses, and suppressing the same, and in order to apprehend violators of said laws, jurisdiction is hereby given to the Mayor and Board of Aldermen of said City of Columbus over the entire territory embraced in said police district, and they shall have the power and authority to enforce said laws and ordinances by the marshal and police force of said City of Columbus, in the same manner and to the

same extent as if the violation of said laws and ordinances had occurred within the corporate limits of the City of Columbus.

SEC. 5.—Recorder's Jurisdiction in Police District. Fines from Police District.—That the Mayor's or Recorder's Court of the City of Columbus shall have jurisdiction over, and the power and authority to try and punish all persons charged with a violation of any and all laws and ordinances, which by the terms of this Act are conferred upon the Mayor and Board of Aldermen of the City of Columbus, in and over the territory comprising said police district, in the same manner and to the same extent as if such violation occurred within the corporate limits of said City of Columbus; and in case of a conviction in said Mayor's or Recorder's Court for a violation of any of said laws and ordinances in said police district, such Mayor or other person legally presiding over said court shall impose upon the person or persons convicted, such fine or imprisonment as could be imposed had such offense been committed within the corporate limits of the City of Columbus; and all fines that shall be imposed and collected on account of any violation of any such laws or ordinances in force in said police district shall go to the Treasurer of the City of Columbus, and for the use of said city.

SEC. 6.—Police System in Police District.—*Be it further enacted by the authority aforesaid,* That this Act shall not be so construed as to create any obligation upon the City of Columbus to establish and maintain in said territory comprising said police district any police system, but said City of Columbus shall have the right and power to do so, which right said city may exercise or not, as in the judgment of the municipal authorities the best interest of the City of Columbus may require.

SEC. 7.—Part of City Only as Police District.—*Be it further enacted by the authority aforesaid,* That for the purpose set forth in this act only shall such police district be held or deemed to be a part of the City of Columbus, nor shall said city exercise in and over said police district and any power or authority other than as herein expressly conferred.

(The above supersedes similar provisions in Charter of 1890-1 and amendment contained in Act approved November 14, 1888, which see.)

SEC. 8.—City Wards Defined. May Change Lines. New Territory May be Added to Old Wards or New Wards Created.—*Be it further enacted by the authority aforesaid, That the City of Columbus shall be laid off and divided into wards, as follows:*

THE FIRST WARD—Shall embrace all that part of said City of Columbus (including the north commons) lying north of Fourteenth Street and south of Seventeenth Street.

THE SECOND WARD—Shall include all that part of said city and commons lying south of Fourteenth Street and north of Twelfth Street.

THE THIRD WARD—Shall include all that part of said city and commons lying south of Twelfth Street and north of Eleventh Street.

THE FOURTH WARD—Shall embrace all that part of said city and commons lying south of Eleventh Street and north of Ninth Street.

THE FIFTH WARD—Shall include all that part of said city of Columbus and the commons thereof lying south of Ninth Street and north of Eighth Street.

THE SIXTH WARD—Shall include all that portion of said City of Columbus and commons thereof lying south of Seventh Street.

THE SEVENTH WARD—All of the land and territory annexes to and now constituting a part of the City of Columbus lying north of Seventeenth Street, extending from the center of what is known as the Hamilton and Columbus public road, to the west boundary of said annexed territory, shall be known and defined as the Seventh Ward.

THE EIGHTH WARD—And all of said territory extending from the center of said road to the east boundary of said annexed territory which is a line, which is a prolongation of what is now known as the east side of Twelfth Avenue, and which lies north of the old City Cemetery and Linwood Drive, formerly known as Cemetery Street, shall be known and defined as the Eighth Ward of the City of Columbus, but the Mayor and Aldermen of the City of Columbus shall have the right and power by Ordinance to make new divisions of the territory of the city into wards, and change those established by this Act; and increase number of

same. And when any new territory shall be added to said city, the same shall, as early as practicable, be constituted a new ward or wards, or may be added to and become parts of old wards.

SEC. 9.—Mayor and Aldermen. Terms. Qualifications. Salaries. (Act of 1907, p. 523.)—*Be it further enacted by the authority aforesaid*, That the municipal government of said City of Columbus, shall be vested in a Mayor and Board of Aldermen, consisting of two members from each ward in said city and the term of office of each, the said Mayor and Aldermen, shall be two years, and until his (or their) successors shall have been chosen and qualified, and the term of the Aldermen shall be so arranged that one Alderman from each ward shall be chosen annually. Any person shall be eligible to the office of Mayor who shall have resided in the City of Columbus for two years immediately preceding his election, and shall be qualified to vote for members of the General Assembly under the laws of this state, and for Aldermen of the City of Columbus as prescribed in this Act. Any person shall be eligible to the office of Alderman who shall have resided in the City of Columbus for one year immediately preceding his election, shall be a bona fide resident of the ward from which he is chosen, and shall be qualified to vote for members of the General Assembly under the laws of this State and for Aldermen in said city. The office of any Alderman shall become vacant upon the removal or change of residence of any Alderman from the ward from which he was chosen. The Mayor shall have an adequate salary per annum, to be fixed by the Board of Aldermen, which shall not be increased nor diminished during his term of office. After the 15th day of December, 1907, the Aldermen of the said city shall be paid a salary to be fixed by the Mayor and the Board of Aldermen at the same time the salary of the Mayor is fixed, but the amount of salary to be paid each Alderman shall not exceed the sum of one hundred and fifty dollars per annum.

SEC. 10.—Elections. Voters. Qualifications.—*Be it further enacted by the authority aforesaid*, That the election of said “Mayor and Board of Aldermen” shall be by a general ticket system, in which every qualified voter residing in any ward

shall be entitled to vote for the Mayor and Aldermen for each and every ward, and all persons shall be qualified to vote at elections for Mayor and Aldermen of the City of Columbus, and for the Aldermen, and on any question to be determined by the citizens of said city, and for any other officers to be elected for said city, who are,

First—Male citizens of the United States, and,

Second—Who have resided in the State of Georgia twelve months, and in the County of Muscogee six months, and in the City of Columbus thirty days immediately preceding the day of election, and who are of the age of twenty-one or more years, and,

Third—Who shall have paid all city taxes required of him including city taxes since the adoption of the present Constitution of this State, and which he has had an opportunity of paying, agreeably to law, except for the year of the election and,

Fourth—Who shall have been registered according to the provisions of this Act. No person shall be a legal voter to any election for Mayor, Aldermen or other office of said city, nor at any election to be hereafter held for any city matter or purpose, unless he shall be qualified, as prescribed by this section.

SEC. 11.—Elections. Time of Holding. How Determined. Where Held.—*Be it further enacted by the authority aforesaid,* That the regular election for Mayor and Aldermen shall be held on the second Saturday in December; that the first election under this Act shall be on that day, in the year 1890, to fill full terms of two years of the Aldermen—one from each ward whose terms expire at that time under the laws now existing for said city. The next election shall be on the second Saturday of December, 1891, for Mayor and Aldermen—one from each ward—for full terms of two years, in the place of the present Mayor and Aldermen, whose terms will expire on that day. And also an election shall be held on said day in each year to elect successors to the Mayor and one Alderman from each ward, when a Mayor is to be elected. And if no Mayor is then to be elected, then one Alderman from each ward as their respective terms of office shall expire, the Mayor being chosen once in every two

years. In every such election, the name of the person voted for as Alderman must appear, and also the number of the ward which it is desired that he represent, and in which he shall reside, and the person duly qualified who receives the highest number of votes at such election for Mayor shall be elected, and the person duly qualified to serve who receives the highest number of votes as Alderman, for a particular ward, shall be elected Alderman for that ward and be so declared. All elections for Mayor and Aldermen and elections on any question submitted to the voters of the city shall be held at the Court House and at such places as are now, or may hereafter be established by law, or the ordinances or resolutions of such city. The Mayor and Aldermen shall have full power and authority to establish as many polling places as they may deem necessary.

SEC. 12.—Mayor Must Qualify. When. Oath of. Oath of Aldermen.—*Be it further enacted by the authority aforesaid,* That within three days after his election, unless providentially hindered, the Mayor shall before the retiring Mayor, or before some officer of the State or County who is authorized to administer an oath, take and subscribe to the following oath, or he may affirm thereto: "I (name) do solemnly swear (or affirm) that I am duly qualified under the laws of this state to serve as Mayor of the City of Columbus; that I verily believe myself to have been elected to said office; that to the best of my ability I will promote and protect the interest of said city, observe and execute the laws of the State and the ordinances of the City of Columbus, so help me God." And each Alderman, before entering upon the discharge of his duties shall also take and subscribe to the following oath: "I (name) do solemnly swear that as Alderman of the City of Columbus I will impartially and to the best of my ability, promote the interest and prosperity of said city and all the inhabitants thereof, without fear, favor or affection, so help me God," which oath shall be taken before and in the presence of the Mayor, and in case of his absence or disability, before any officer authorized to administer an oath.

SEC. 13.—Additional Officers. Elections. Time of Holding. Salaries. Authority to Fix. Vacancies. May be Removed.

Consolidation. (Acts 1905, p. 758. Supersedes Act 1904-447 which see.)—"That additional officers of the government of said city shall be a Clerk of Council, City Attorney, City Treasurer, Clerk of Market, Marshal, Chief of Police, City Sexton, Sanitary Inspector, Superintendent of Public Works, City Engineer, and such other officers, agents and employees as may be provided in this act, or as said Mayor and Board of Aldermen may deem necessary, and the said Mayor and Aldermen shall prescribe the duties and fix the salaries of all such officers, but none of such officers shall have or receive any fees, perquisites or costs; the compensation of each shall be by fixed salaries. All of said officers named, as well as all other officers of the city government (except the Chief of Police, who shall be elected by the Board of Police Commissioners, as now provided by law), shall be elected by the Mayor and Aldermen of said city, each of said Aldermen having one vote, and a majority of the whole Board shall be required to elect, the Mayor having a vote only in case of a tie. The terms of all and each of said officers shall be two years, and they shall take such an oath and give such bonds for the faithful performance of their respective duties as may be prescribed by said Mayor and Board of Aldermen. The first election of all such officers shall be held at the first regular meeting of the Mayor and Aldermen in July, 1904; and after such first election all subsequent elections for the officers named or referred to in this section shall be held at the regular meeting in July every two years thereafter, and they shall each enter upon the discharge of their respective duties immediately upon the adjournment of the first meeting of the Mayor and Board of Aldermen held after the second Saturday in December after their election, or at such other time or times as may hereafter be prescribed by ordinances of the Mayor and Board of Aldermen, but the salary of no officer of the city government shall be increased or diminished after the election of such officer and during the term for which he shall have been elected, and all such officers shall hold their said offices respectively until their successors are duly elected and qualified unless sooner removed by the Mayor and Board of Aldermen; and in case of a vacancy in any of said offices, except Chief of Police, the same shall be filled by

the Mayor and Board of Aldermen at any regular or called meeting. And said Mayor and Aldermen shall have power at any time to consolidate any two or more of said offices into one."

SEC. 14.—Police Commission. Election of Commissioners. How and When. Qualifications. (Act 1905, p. 763. Supersedes Act of 1893.) (Act of 1905, p. 764. Supersedes Act of 1893.) —"Said Mayor and Board of Aldermen shall elect a Board of Police Commissioners for said city, and fill all vacancies which may occur in said Board; that said Commission shall consist of five persons, who shall be free holders and citizens of the City of Columbus entitled by law to vote for Mayor and Aldermen of said city; that the term of office of each member of said Board after the first election, shall be five years; that said Board shall have an exclusive power to appoint the members of the police force of said city and elect the Chief of Police and Lieutenants, and for cause to remove the same from office, and shall require of said officers a strict compliance with all the laws, ordinances and regulations for the government of the police of said city, and shall be in general charge of said city, their employment, and the supervision and direction of said force, and shall from time to time recommend to the Mayor and Aldermen of said city the number of the police force, but said Mayor and Aldermen shall have the exclusive power to designate the number of police. The Commissioners shall keep a record of their appointments and removals of officers, and the causes for the latter, subject to the inspection at all times of the Mayor and Aldermen. The first election of members of the Board of Police Commissioners shall take place at the regular meeting of the Mayor and Board of Aldermen of said city in January, 1894, at which time five members constituting said Board shall be elected, their term of office to begin January, 1894; one to serve until the first of January, 1895; another to serve until the first of January, 1896; another to serve until the first of January, 1897; another to serve until the first of January, 1898; and another to serve until the first of January, 1899, and as these respective terms of office shall expire a new election shall be held at the regular meeting in July of each year to fill the term of five years from the date of the expiration of such term, so that one Commis-

sioner shall be elected in July of each year, and no Commissioner shall serve more than two consecutive terms. No officer of the city government nor employees of the city shall be eligible to hold the office of Police Commissioner. Said Commissioners shall have power to elect a Chairman of the Police Commission; *provided*, that nothing in this Act shall interfere with Marshal and Lieutenant elected for the year 1894.

SEC. 15.—Chief of Police. Election of. (Act of 1905, p. 764.)—*Be it further enacted by the authority aforesaid*, That the first election to fill the office of Chief of Police hereby created shall be at the first regular meeting of the Board of the Police Commissioners held after the passage of this Act, and the person elected shall enter immediately upon the discharge of the duties of said office and the term of office for said first election shall expire immediately upon the adjournment of the first meeting of the Mayor and Board of Aldermen held after the second Saturday in December, 1906; that the second election for such Chief of Police shall be held at the regular meeting of the Board of Police Commissioners in July, 1906, and all subsequent elections to fill said office shall be at the regular meeting of said Board of Police Commissioners in July every two years thereafter, as prescribed in section 9 of the new charter of the said City of Columbus, as amended and set forth in Section 13 of this Code.

SEC. 16.—Registration of Voters. List of Registered Voters. Must be Published. Amendment of November 15, 1895. Special Registration Bond Elections.—*Be it further enacted by the authority aforesaid*, That the Clerk of Council or anyone appointed in his place by the Mayor and Aldermen for that purpose, shall open a list for the registration of voters three months prior to the annual election for Mayor and Aldermen, or Aldermen as the case may be, which list shall be kept open at the Clerk's office until twenty days before said election in each year, when the same shall be closed finally and absolutely; *provided, however*, that if any person within said twenty days, who is otherwise entitled to vote shall make an affidavit before the Clerk that he was absent from said city upon lawful business during the time within which he is required by this Act to register his name, he shall be entitled to register his name and

vote at said election. That it shall be the duty of such Clerk or other person or officer, upon the application in person (and not by proxy) of any person entitled to vote as aforesaid, within the time prescribed for the list to be kept open, to register the name of such person, expressing in said registry, his name, age, occupation and color, and the ward in which he resides in said city, which shall be entered by the Clerk or officer on said list opposite the name of each applicant, with such other description as may hereafter be prescribed by the Mayor and Aldermen; but no person shall be entitled to registry who has not continued to reside within the state for twelve months and in the County of Muscogee six months, and within the corporate limits of the City of Columbus thirty days immediately preceding the election. The Clerk or other officer may in any case administer an oath to the applicant, touching his right to be registered. That it shall be the duty of the Clerk or other officer immediately after the closing of the list of registered voters, to arrange an alphabetical list of said registered voters, designating the ward in which they reside at the time of their registry, and shall within five days after said list is closed, publish in the newspaper in which the proceedings of the Council are published for the current year, or in hand-bill form, as may be ordered by the Mayor and Aldermen, a full and complete list of the registered names, designating the number of the ward in which each person who has registered resides, which shall be distributed in said city as may be directed by the Mayor and Aldermen. *“Provided, nevertheless, that said Mayor and Board of Aldermen shall have the power to order a special registration of the voters of said city for any special election to be held for the purpose of passing upon any proposed issue of bonds; said registration to be held under the same rules and regulations that govern annual registrations and at which special election no person shall be allowed to vote unless he shall have registered under said special registration.”*

SEC. 17.—Managers of Elections Must be Furnished with List of Registered Voters. Oath of Voter. False Swearing. How Punished. Illegal Voting.—*Be it further enacted by the authority aforesaid, That it shall be the duty of the Clerk of*

Council to furnish to the managers presiding at the election of Mayor and Aldermen, or Aldermen, and at every election ordered by the Mayor and Aldermen of the City of Columbus, at or before the opening of the polls or places of voting in said city, to be referred to by them in ascertaining the eligibility of voters, a complete list of all the names, arranged in alphabetical order, which shall have been registered according to provisions of this Act, together with the age, occupation or business, color and other such description as shall have been required, and the number of the ward of their residence in said city at the time of registration, of every person whose name is so registered (being a copy of last registry) certified under the hand of said Clerk and the corporate seal of the City of Columbus, which list shall be kept before said managers in the several places of voting during such election, and when said election is over it shall be deposited in the office of said Clerk of Council to be kept safely by him. That the presiding managers of said election in the several places of voting in said city shall be authorized to administer an oath as follows, to any person attempting to vote: "You do solemnly swear that you are a citizen of the United States; that you have resided in the State of Georgia for twelve months immediately preceding this election, and six months in the County of Muscogee, and within the corporate limits of the City of Columbus for thirty days immediately preceding the election, and that you do in good faith hold and claim your residence and home in said state and county and city for the time aforesaid; that you have paid all taxes due by you to the City of Columbus since the adoption of the present Constitution of this state and which you have had an opportunity of paying agreeably to law, except for the year of this election; that you have been duly registered within the time prescribed by law and are entitled to vote at this election, and that you have not voted in this election; so help you God." The temporary absence from home of the voter, during either of the terms specified, shall not be construed in any way to exclude such vote. Any person who shall claim the right to vote at a special election, whose name is not registered and who may have become entitled to vote since said registry was made, shall be required to swear

to the oath hereinbefore prescribed as to his qualification to vote, omitting that part of said oath in reference to said registry. Any person who shall take either of the oaths aforesaid, before any manager at any of said elections for the purpose of voting at said election, and who is not entitled to vote according to law, and the terms of said oath, shall be subject to be indicted in the Superior Court of Muscogee County for false swearing, and if found guilty, shall be subject to punishment prescribed in the Code of Georgia for said offense. Any person or persons who shall or may vote for Mayor and Aldermen, or Aldermen, or on any question submitted to the voters of said city at any of the polling places in said city, without being entitled to vote for the same, or who shall vote for any of said officers or on such questions, more than once at the same election, or cast any vote which is contrary to the provisions of this Act, at any general or special election held in said city, shall be subject to all the pains and penalties of the laws of the state against illegal voting and shall and may be prosecuted for said offense, or either of them, before the Superior Court of said Muscogee County.

SEC. 18.—**Charter as Amended. Managers. Consolidation of Vote.** (Acts 1897, p. 174.)—*Be it further enacted by the authority aforesaid,* That in all elections, as provided for in this act, a separate poll, or polls, for white and colored voters, shall be opened at such place of election, and shall be held under the superintendence of managers to be appointed by the Mayor and Aldermen, at any regular or called meeting who shall be either citizens who are regular voters, or Justices of the Peace, and not candidates in the election held. If the managers appointed, or any of them, decline to serve, the Mayor shall appoint others to fill the vacancies. The polls shall be open for such a length of time at each polling place as may be directed by the Mayor and Aldermen; and after the polls shall be closed the said managers of the elections shall meet at the court house, in the City of Columbus, and consolidate the votes and make returns thereof to the Mayor and Aldermen, and the person receiving the highest number of votes shall be declared duly elected.

SEC. 19.—Mayor. Duties of. Vacancy. How Filled. Veto Power. (Acts 1897, p. 174.)—The Mayor shall be the chief executive officer of the city, and besides the powers and duties imposed by Mayor and Aldermen, he shall exercise general supervision over the affairs of the city. He shall preside over all meetings of the Mayor and Board of Aldermen, and in case the office of Mayor of said city shall become vacant from any cause, the Board of Aldermen of said city, at either a regular or called meeting shall order an election for Mayor to fill such vacancy, which said election shall be advertised in a public gazette of said City of Columbus not less than five days, and the person elected shall hold his office until the next regular election for Mayor and until his successor has been elected and qualified, and in case any vacancy should happen by death, resignation, removal or otherwise of any Aldermen for any or either said wards, the Mayor and Board of Aldermen of said city may order an election to fill such vacancy by advertising the same at least five days previous to holding said election, and the person so elected shall have and exercise jurisdiction in all cases of contested elections for Mayor and Aldermen, under such rules as they may prescribe, and finally determine all contests which may be made. The Mayor shall have the power to veto, in writing, any ordinance or resolution passed by the Mayor and Board of Aldermen; *provided*, that in all cases where such veto power shall have been exercised, the Mayor and Board of Aldermen shall have the power and authority to repass any ordinance or resolution that may have been vetoed over such veto by three-fourths ($\frac{3}{4}$) of the whole Board of Aldermen at the same meeting at which such ordinance or resolution was passed, or at the next subsequent meeting thereto of the Mayor and Board of Aldermen, to be taken by a nay and yea vote; *provided, further*, that the veto power shall be exercised at or before the next ensuing regular meeting of the Mayor and Board of Aldermen following the passage of any ordinance or resolution; *provided, further*, that any ordinance or resolution of the Mayor and Board of Aldermen so vetoed and not approved by the Mayor, and which shall not thereafter be passed over such veto as hereinafter provided for, shall be null and void and of no effect; *provided*,

further, that such veto power of the Mayor shall not apply to elections by the Mayor and Board of Aldermen.

SEC. 20.—Subordinate Officers. Bond of. Amenable to Mayor and Aldermen. Removal.—*Be it further enacted by the authority aforesaid*, That said Mayor and Board of Aldermen may require of the Marshal, Treasurer, Clerk of Council, and other officers elected by them, a bond, in such amount as they may prescribe with good and sufficient security, to be approved by the Mayor and Aldermen, for the faithful performance of the duties of their respective offices, and the officers selected by them shall, after their election and qualification, be under the exclusive control of the Mayor and Board of Aldermen, subject to be removed in their discretion, at any time, by a vote of a majority of all members elected at any regular meeting, and no officer so dismissed shall be eligible to any office during the time for which he was elected, and his salary shall cease with such removal.

SEC. 21.—Mayor Pro Tem. Powers and Duties of.—*Be it further enacted by the authority aforesaid*, That the Mayor and Board of Aldermen, or a majority of them shall have the right, at any regular meeting, to elect one of their body as Mayor *pro tem.*, who shall, in case of any vacancy in the office of Mayor, and during the absence from the city or disability of the Mayor, exercise all the powers and discharge all the duties of Mayor, until such vacancy has been regularly filled, or until the return of the Mayor or the removal of his disability; and at any regular or called meeting, when neither the Mayor nor the Mayor *pro tem.*, are present, or when both of said officers are absent from the city at the same time, the Board of Aldermen shall designate one of their number to preside over their meetings, and discharge the duties of Mayor until the return to the city of one of said officers.

SEC. 22.—Particular Powers of Mayor and Aldermen. May Raise Revenue for Sewers, Water Supply, Streets, Bridges, Light, Salaries, Fire Department, Buildings, Law and Order, Debts, Education, Cemetery, Charitable Institutions, Parks, Quarantine, Places of Punishment, Material Improvements. May Levy and Collect. A Capitation Tax. Tax Upon Business, Trades, Etc. Tax Upon Professions. Corporations. Fine for

Non-Compliance. Fines, How Collected.—*Be it further enacted by the authority aforesaid,* That the Mayor and Board of Aldermen shall have the right and power in order to raise the necessary revenue to properly carry on the government of said city, to build sewers, procure water supply, to make, open, grade and keep in order, the streets and bridges of said city; to light the same; to pay the salaries, costs and expenses of the city officers and employees; to establish and maintain a proper fire department; to erect and maintain suitable buildings and offices, and to maintain and furnish all things needful and appertaining to the protection of life, liberty and property, the suppression of crime, the maintenance of law and order, the payment of the debts of the city, for educational purposes, for cemetery purposes, for hospitals, and charitable institutions, for the care of the poor, for establishing necessary squares and parks, for quarantine purposes, for caring for prisoners, and providing means and places for their punishment, and for all other purposes as will tend in their discretion to add to the comfort, safety, convenience, benefit, health and advantage of said city, and of the citizens thereof, and for the material improvement of said city as may be demanded in their discretion, and for all other purposes, in order to properly carry on a city government as herein indicated, and not forbidden by law; to levy and collect a street or capitation tax on all male residents of the city, and also a tax on all the property within the corporate limits of said city, which is subject to state tax under the Constitution and Laws of this state, and upon all trades, businesses, callings, professions, sales, labor, pursuits, which are legal subjects of taxation as they may deem expedient, and may enforce payment of the same by license or direct tax, in such manner as they may determine to be best and most advantageous. They may also impose, assess, levy and collect taxes on capital invested in said city, on stocks of corporation, choses in action, and on such incomes and commissions derived from the pursuit of any profession, faculty, trade or calling, banks, insurance, express and other corporations, associations and agencies, and all other property and sources of profit as are not expressly prohibited or exempt by the laws of this state or of the United States; but

all taxation on property shall be uniform on the same class of subjects, and advalorem on all property subject to be taxed in said city.

Each and every itinerant trader, irregular or occasional dealer, his or their agents or consignees (save and except licensed auctioneers and commission merchants) who shall neglect or refuse to render in the amount of goods, wares and merchandise sold by him, of them, which is subject to be taxed by the ordinances of the city, immediately after the sale of the same, and to pay the tax thereon, shall forfeit and pay a sum at the discretion of said Mayor and Aldermen, not exceeding one hundred dollars; for which execution may issue, directed to and authorizing and commanding the Marshal of said city to levy upon the property and effects of said itinerant trader, irregular or occasional dealer, his or their agents, or consignees, so in default, which shall be levied, and by sale of said property by said Marshal in the manner in which sales of city taxes are made, the tax due, with all costs, shall be satisfied; all other persons subject to taxation who shall neglect or refuse to render in his, her or their property, or pay the tax on the same when required by the ordinance of said Mayor and Aldermen, may be proceeded against by execution, in the same manner and according to such rules and ordinances as may be adopted by said Mayor and Aldermen to enforce the collection of the taxes aforesaid.

SEC. 23.—Jurisdiction as to Wharfage. Control of Shops, Barrooms, Drays, Hacks, Etc., Vested in Mayor and Aldermen. Tax on Drovers.—*Be it further enacted by the authority aforesaid,* That the Mayor and Aldermen are hereby vested with exclusive jurisdiction to charge such rates or wharfage upon goods delivered at the city wharf, or upon the river banks within the corporate limits of said city, and port dues upon steamboats, barges and boxes for carrying freight, arriving or leaving said city, as said corporate authorities may deem expedient for the safety, benefit, convenience and advantage of said city, and may enforce the payment of such assessments, duties and tolls in such manner as said Mayor and Aldermen may prescribe. The said Mayor and Aldermen shall have the control and regulation of all shops, taverns, stores, barrooms and pawn-brokers and

also of all omnibuses, hacks, drays, express wagons and other vehicles within the corporate limits of said city; and may pass such ordinances and enforce the same by such penalties as they may prescribe; and also the power to regulate the conduct of peddlers and itinerant traders within the same limits by taxation or otherwise. That said Mayor and Aldermen of the City of Columbus shall have power to impose a tax not to exceed one per cent. on all sales made in said city, by drovers of mules and horses in said city.

SEC. 24—May Construct, Pave or Otherwise Improve Sidewalks, and Assess Costs on Owner of Real Estate Abutting Thereon.—*Be it further enacted by the authority aforesaid,* That the Mayor and Board of Aldermen of said city shall have full power and authority, in their discretion, to construct sidewalks in said city, of such widths as they may see fit, and pave the same, to pave sidewalks already constructed, to put down curbing, and otherwise improve or widen sidewalks now constructed, or hereafter constructed in said city.

That in order to carry into effect the power delegated in the preceding paragraph, said Mayor and Aldermen shall have full power and authority to assess the cost of constructing, paving and otherwise improving sidewalks, including all necessary curbing, on the real estate abutting on the sidewalk constructed, paved or otherwise improved. The material to be used in constructing, paving or otherwise improving sidewalks, and curbing the same, the character of the improvement, and all other similar questions shall be within the discretion of said Mayor and Aldermen, and nothing in this Act shall be so construed as to require all sidewalks to be made of the same material or improved in the same manner.

SEC. 25.—Power Over Streets. Paving. (1900, p. 267.)—The Mayor and Board of Aldermen of the City of Columbus shall have full power and authority in their discretion, to grade, pave, macadamize or otherwise improve, for travel and drainage, the streets and public lanes and alleys of said city, and to construct sidewalks and pave the same; to put down curbing, material for all such work, and doing the same at such time and in such manner, as in their discretion, they may deem best.

SEC. 26.—Assessments. Paving Between Railroad Tracks. Assessments Against Railroads. (Act 1900, p. 267.)—That in order to fully carry into effect the authority above delegated, said Mayor and Board of Aldermen shall also have full power and authority to assess the cost of paving and otherwise improving the sidewalks, in said city, including all necessary curbing for the same, on the real estate abutting on the street, and on the side of the street on which the sidewalk is so improved. “That said Mayor and Board of Aldermen shall also have full power and authority to assess one-third of the cost of grading, paving, macadamizing, constructing side drains, cross drains, crossings, or otherwise improving the roadway or street proper, or such width of the same as they may decide to grade, pave, macadamize or otherwise improve on the real estate abutting on each side of such street so paved, macadamized or otherwise improved; that any railroad company now having or that may hereafter have, tracks running through or across the streets of said city, shall be required to macadamize or otherwise pave, as said Mayor and Board of Aldermen may direct, the width of such track, and for a space of two feet on each side of every line of track now in use, or that may hereafter be constructed by such company, so as to conform to the general character of such improvement being done contiguous to such track; and said railroad, or street railroad company shall upon direction of said Mayor and Board of Aldermen, cause the grade of such track to be raised or lowered, so as to conform to the grade of the proposed improvement that the Mayor and Board of Aldermen are hereby authorized, in their discretion, to pave or contract directly for the paving of the whole surface of the street determined upon; and to require any railroad company having or using tracks in such street or portion of such street, to pay for the paving of the space therein, which such company or companies may be required to pave under this Act; the object of this provision being to allow the city to pave or contract for the paving of the whole surface of the street, without giving such railroad company or street railroad company the option of paving the space to be paved by it, by itself or by a contractor, at its instance; *provided*, that this Act shall not become a law until the same

shall have been approved by a two-thirds vote of the Mayor and Board of Aldermen of the City of Columbus; *provided, further*, that this Act shall not become operative until October 1, 1905." (Approved August 15, 1904.)

SEC. 27.—Assessments. How Apportioned. (Acts 1900, p. 269.)—Said Mayor and Board of Aldermen shall have full power and authority to adopt by ordinance such a system of equalizing assessments on real estate for the above purpose as may be just and proper, estimating the total cost of each improvement made and prorating the cost thereof on the real estate according to its frontage on the street or portion of a street so improved, and also according to the special benefit accruing to said property by reason of such improvement; *provided*, that in no event shall such assessment be greater than 25 per cent. of the assessed valuation for taxation of such real estate after such improvements have been made; *provided, further*, that the cost of such paving or improvement for such portion of such street so improved as shall front on cross or intersecting streets to the one being improved shall be assessed to and paid by the city at large.

SEC. 28.—Assessments. How Enforced.—That whenever any such assessments shall have been made, it shall be considered and construed to have been made according to the said special benefits accruing to said property, as well as according to the frontage; and the amount of assessment on each piece of real estate shall be a lien on said real estate from the date of the passage of the ordinance providing for such work and making the assessment. The Mayor and Board of Aldermen of said city shall have authority to enforce the collection of any assessment so made for such improvement either upon the streets or sidewalks by execution to be issued by the Clerk of Council against the real estate so assessed and against the owner thereof at the date of the ordinance making the assessment and against any railroad company or street railroad company, which execution may be levied by the Marshal of said city on such real estate, and after advertisement and other proceedings, as in cases of sales for city taxes, the same may be sold at public outcry to the highest bidder, and such sale shall vest an absolute title in the purchaser; *provided*, that any owner of real estate against

which such assessment may have been made, who may wish to contest the fact of special benefit, shall have the right to file an affidavit and bond with the levying officer denying such special benefit, or that the whole or any part of the amount for which the execution issued is due, and stating what amount he admits to be due; the amount so admitted to be due shall be paid to the Marshal before the affidavit is received and the affidavit and bond received for the balance and all such affidavits so received shall be returned to the Superior Court of Muscogee County and there tried and the issue determined as in cases of illegality, subject to all the pains and penalties provided by law in cases of illegality for delay. The bond provided for in this section shall be conditioned the same as bonds in illegality proceedings.

SEC. 29.—Execution Sales. (Acts of 1900, p. 270.)—That deeds by the City of Columbus, or its Mayor or the Marshal, pursuant to sales under execution issued for the collection of local assessments as herein provided, and tax sales, shall be admissible in evidence on the same terms as deeds made pursuant to sales for taxes due the state and county; provided that it shall be competent for parties denying the validity of such assessment deeds or such tax deeds to put in evidence the proceedings preliminary to the execution of such deeds; the purpose of this section being to give the city assessment deeds and tax deeds the same prima facial force and validity which is accorded to tax deeds made by the officers of the state and county.

SEC. 30.—Work. How Done.—All work done in accordance with this Act shall be done under the direction of the Street Committee of Council, and the Superintendent of Public Works; said Superintendent of Public Works shall prepare and furnish surveys, grades, plans, profiles, and other like work, whether the work is to be done by contract or directly by the city.

SEC. 31.—May Change Parks and Driveways.—The Mayor and Aldermen of the said City of Columbus, Georgia, are hereby authorized and empowered in their discretion, to restrict or narrow the original width or the present width of the sidewalks, streets or avenues of said city, either by making a center driveway with portions of such streets or avenues, parked on either side of such center driveway, or by parking the center of such

streets and avenues and providing a driveway on either side thereof, in such manner and paving the driveways and the parked portions of the streets or avenues of such width, and extending for such length, and using such material and providing such curbing or barriers, as in their discretion may seem best, and to widen and change the location of sidewalks in their discretion.

SEC. 32.—Streets.—*Be it further enacted by the authority aforesaid,* That said Mayor and Board of Aldermen shall have the power and authority to change the width of any such street or avenue, or the parked portion thereof, after it shall have been so parked or otherwise.

SEC. 33.—Obstruction. (Acts of 1901, p. 355.)—*Be it further enacted by the authority aforesaid,* That in carrying out the provisions of this Act the said Mayor and Board of Aldermen shall have full power and authority to move or cause to be moved any or all trees, posts, poles, car tracks, hydrants, or other obstruction in such sidewalks, streets or avenues.

SEC. 34.—Width of Driveways.—*Be it further enacted by the authority aforesaid,* That said Mayor and Board of Aldermen are hereby authorized to designate such portion of the width of any of its sidewalks, streets or avenues that is to be used as the traveled highway, and kept in repair by said authorities.

SEC. 35.—Changing Width. (Acts of 1901, p. 356.)—*Be it further enacted by the authority aforesaid,* That the action of said Mayor and Board of Aldermen in heretofore changing the width of any of the sidewalks, streets or avenues of said city by parking, as by this Act provided, is hereby ratified and confirmed as fully as though such work had been done subsequently to the passage of this Act.

SEC. 36.—Grading.—*Be it further enacted by the authority aforesaid,* That said Mayor and Board of Aldermen are hereby authorized and empowered to establish the grade of its sidewalks, streets or avenues, and to change the same in their discretion, and in their discretion to change the width, number and location of sidewalks.

SEC. 37.—Assessments for Repairs.—The said Mayor and Aldermen shall have full power and authority to assess the cost

of keeping in repair, and in a condition suitable for travel, any of the sidewalks of said city now laid out, and hereafter to be laid out, on the real estate abutting on sidewalks.

SEC. 38.—Expense of Improving Shall be a Lien on Abutting Property.—The amount of expense of constructing, paving or otherwise improving sidewalks under this Act, shall be a lien on the real estate abutting on the sidewalks constructed, paved or otherwise improved, from the date of the passage of the ordinance providing for the work.

SEC. 39.—May Require Property Owners to Keep Sidewalks in Good Repair.—The amount of each assessment for the repair or work on sidewalks under the foregoing paragraph of this section shall be a lien on the real estate assessed, from the time the repairs are made or work is done. And the Mayor and Aldermen may make assessments under the foregoing paragraph by general ordinance, requiring all property owners to keep their sidewalks in repair, and in a condition suitable for travel, authorizing the work to be done by the officers of the city, specified in such general ordinance.

SEC. 40.—Lien. How Enforced. Proviso.—The said Mayor and Aldermen shall have authority to enforce the collection of the amount of any assessment under this Act, by execution to be issued by the Clerk of Council of said city in the name of the City of Columbus against the real estate so assessed and against the owner thereof at the date of the ordinance making the assessment except in the case of assessments under Section 37, when the execution shall be issued against the real estate assessed and the owner thereof at the time of repairing, or work was done, which execution may be levied by the Marshal, Chief of Police or any policeman of said city on such real estate, and after advertising and other proceedings as in case of sales for taxes due said city, the same may be sold at public outcry to the highest bidder and such sales shall be conducted in the same manner as sales for taxes by municipal corporations in this state, and shall be subject to the right of redemption and purchase by the municipal city in the same manner set forth in an Act, entitled an "Act to provide for the manner of tax sales by the municipal corporation, in this state."

(Approved February 27, 1877.) *Provided*, that the defendant shall have the right to file an affidavit, denying the whole or any part of the amount for which execution issued is due, and stating what amount he admits to be due, which amount so admitted to be due shall be paid or collected before the affidavit is received and the affidavit received for the balance; and all such affidavits so received shall be returned to the City Court of Columbus, and shall there be tried, and the issue determined as in cases of illegality and subject to all the pains and penalties provided in cases of illegalities for delay. The deeds made to the purchasers by the proper officers under the provisions of this Act shall be just as valid to purchasers as if made under the ordinary process of law, issuing from the Superior Court of this state.

SEC. 41.—Power to Establish Fire Limits. Regulate Construction of Sheds and Awnings. Regulations to Prevent Conflagration. Sanitary Precautions. Proviso. Fire Escapes. Punishment for Failure to Put in When Required.—*Be it further enacted by the authority aforesaid*, That said Mayor and Aldermen are hereby vested with power to establish fire limits in said city, and to prohibit the erection of any wooden building or structure in such part of the City of Columbus as they may designate as the fire limits, and may change and enlarge said fire limits when deemed necessary, and may exercise such supervisions and control over the construction of houses and material used therein, and the erection of awnings and sheds, of stove pipes, chimney flues, and other means of heating as may be necessary and proper to guard against conflagration; and may require building permits to be issued before the erection or repair of any building, which permit shall specify the material to be used, and the manner of use in such erection or repair of buildings. The said Mayor and Board of Aldermen shall have supervision and control of all wharves and warehouses, cotton compresses, cotton and lumber yards, and naval store yards, and other places in said city where materials of an inflammable nature are stored and may prohibit smoking on or near the same, or the use of fire about cotton compresses, cotton warehouses, cotton yards or places where it is stored or where other

inflammable material is kept and also about naval stores, or places where they are stored or kept or may be placed. The said Mayor and Board of Aldermen shall have power and authority to remove any forge, smith shop or other structure within the city, whenever in their opinion, it shall be necessary for protection against fire and shall have power to cause any stove pipe or any other thing or matter that will endanger the city as to fire, to be removed or remedied as their prudence shall dictate, and they may summarily declare such to be dangerous without notice to any one, and remove the same instant; and whenever it shall appear to them that any decayed house, building or structure of any sort, is dangerous to pedestrians or persons passing, or is endangering the public health of said city, or any portion of the inhabitants thereof, or any locality therein, or is likely to produce disease, they may summarily condemn it by resolution or ordinance, and cause it to be torn down by the Marshal or police. And whenever in their opinion it is necessary to burn any property, clothing or whatever else, to prevent the introduction of infectious or contagious disease, they may, with the advice and counsel of the health officer and the majority of the Board of Health, do so instant. And the Marshal or other officer directed, shall obey such order, and in all cases they, or any officer assisting in or encouraging the performance of such an order or resolution, shall not be liable to answer therefor in any court having jurisdiction, except for gross neglect and extreme want of care, coupled with malice, and without any probable cause to suspect such actions were for the public good, and every presumption shall be in favor of such act having been lawfully done when done; provided, that whenever any property shall have been destroyed under the provisions of this section, the City of Columbus, in its corporate capacity, shall be liable to the owner thereof for the actual cash value thereof, and shall not be liable for any speculative damages, or prospective profits or punitive damages in connection therewith. The Mayor and Aldermen of said city are hereby authorized and empowered, whenever in their judgment the same is necessary for the safety and protection of human life, to require of the owner, agent, lessee or

tenant in possession of any building in said city, to place therein fire escapes of such character and material as may be by said Mayor and Aldermen deemed requisite. After notice to place fire escapes on any building in said city, and failure within the time specified to place the same thereon, the owner, agent, lessee or tenant in possession who shall have been served with such notice shall be subject to fine or imprisonment, or both, as provided by this charter of said city, and ordinances as may be passed in pursuance thereof. Said Mayor and Aldermen shall have power to prescribe by ordinance for the regulation of the placing of fire escapes on buildings in said city.

SEC. 42.—Quarantine Regulations. Property Condemned for Quarantine Purposes. Garbage, Etc., to be Removed. How Enforced. Health Officer. Qualifications of and Term of Office. Duty and Compensation. Board of Health. Oath. Functions. Quarantine Against Smallpox. Vaccination May be Compulsory. Paupers Vaccinated by Health Officer Free. Quarantine Against Animal Diseases. Lewd and Disorderly Houses.—*Be it further enacted by the authority aforesaid, That the said Mayor and Board of Aldermen shall have full power and authority to establish such system of quarantines and to make such sanitary regulations within the limits of said city as may in their judgment be necessary to prevent the spreading or introduction of contagious or infectious diseases within said city, and in order the more fully to exercise this authority and use this power, said Mayor and Board of Aldermen are hereby given quarantine jurisdiction over all the area embraced within the jurisdictional limits of the County of Muscogee in this state; and anywhere within these limits either in said city or county, may locate, establish and change at pleasure, either permanent or temporary quarantine grounds, houses or pest houses and may condemn and take lands and buildings and personal property of any sort, anywhere within said limits for quarantine grounds, or quarantine purposes, either permanent or temporary; and such condemnation proceedings shall be had and done in the same manner and by the same rules as provided in Section 28 of this Act (See Section 51 of this charter) for condemning land for streets, ways, etc. And may by order, ordinance or resolution, put any*

part or all of said area under quarantine; and may arrest, detain, quarantine and if need be, confine any person from or suspected to be from any infected port or place, or port or place suspected to be infected, and detain and confine such person or persons from day to day as they by ordinance shall see fit to declare and prescribe, and shall have power to stop, delay and board all such trains, cars, steamboats, boats, vehicles and conveyances of every sort, public or private in said limits, whenever in the judgment of said Mayor and Aldermen it may seem best; and may absolutely prohibit any such vessel, train or carriage from entering said limits, or person from coming within the same or any such from leaving the same; but such rigid quarantine shall not be laid and established except by the consent of the Mayor and Board of Aldermen, and Board of Health. And no State Board of Health that is now or hereafter shall be established, shall ever have power to molest, lessen, or otherwise interfere with said authorities in matters of quarantine in said limits, saving only to see to it that they maintain in said area a quarantine not less strict than such State Board of Health may think best. And said Mayor and Aldermen shall have full power and authority to punish any violations of the quarantine rules and regulations of said city as committed anywhere within said area. And said Mayor and Board of Aldermen may by resolution adopt any regulation recommended by said Board of Health, which shall upon being published one time in any newspaper in said city, and within twelve hours after its publication, become a binding ordinance upon all persons within said city, and within said entire area, when it shall so recite. The Mayor and Board of Aldermen of the City of Columbus shall have full power, upon the recommendation of the City Board of Health, to adopt and enforce such ordinances as they may deem necessary to secure the removal of all garbage, rubbish, filth, dead animals, weeds, undergrowth, and all other offensive matter and material from any and all occupied lots within the limits of said city, at the expense of the owner or owners of such lots; and any owner of such lots, who shall fail or refuse after written notice from the authorities aforesaid, to comply with the terms of such ordinance, and within the time prescribed by such ordinance, shall

be subject to such penalties as may be lawfully prescribed for the same, and said authorities upon the refusal or failure of such owner to do such work, may cause same to be done, and issue execution as they may by ordinance direct and prescribe against the property of such owner for the amount of such expense and cost, and the person returning such lot for city taxes shall be taken and deemed to be the owner and said execution shall proceed in the same manner, and shall be liable to the same defense as is prescribed in this Act where executions are issued by said city for constructing, paving or otherwise improving sidewalks of said city. The Mayor and Board of Aldermen shall have power and authority to elect a Health Officer, who shall be a physician of at least five years practice; whose term of office shall be two years and whose duty and compensation they shall prescribe and regulate, but when once fixed it shall not be increased or diminished during the term of an incumbent. And said Mayor and Board of Aldermen shall at any regular meeting elect a Board of Health, to consist of such number of members and for such term of office as they may prescribe. The members of said Board of Health shall be each over 25 years of age, five years a resident and citizen of said city, and shall take the following oath before an officer authorized to administer an oath: "I do solemnly swear that I will well and truly discharge all the duties required of me as a member of the Board of Health of the City of Columbus. So help me God." Said Board of Health shall exercise the functions of their office over said entire quarantine area defined in this section. Said Mayor and Board of Aldermen shall define by ordinance the duties and powers of said Board of Health, not inconsistent with the laws of the State of Georgia. The Mayor and Board of Aldermen shall have the power to control the removal to the smallpox hospital of any person or persons who shall have smallpox in said city or in said County of Muscogee, and who do not provide their premises with sufficient guards to completely quarantine them, but even when the premises on which said person may be, who shall have the smallpox, shall be sufficiently guarded, it shall still be in the power of the Mayor and Board of Aldermen under and by the advice of the Board of Health of said city to remove

said person having the smallpox to the smallpox hospital. The Mayor and Board of Aldermen of said city shall have the power and authority to declare by resolution that vaccination shall be compulsory upon all persons living within the County of Muscogee or any part thereof. And shall provide in said resolution the time within which all persons living in said county or any part thereof shall be vaccinated, and any person failing to be vaccinated within the time required in said resolution, shall upon conviction for the first offense be punished by a fine of not more than one hundred dollars or imprisonment in the county jail for not longer than thirty days; and for each subsequent offense shall be punished as prescribed in Section 4310 of the Code of Georgia of 1882. It shall be the duty of every physician or other person living in said County of Muscogee who knows or has reason to believe that any one has not been vaccinated after the passage of a resolution by the said Mayor and Board of Aldermen as prescribed in the preceding paragraph to report the fact to the Mayor of the City of Columbus, and for failure to do this, such physician or other persons upon conviction shall be punished as prescribed in the preceding paragraph. It is hereby made the duty of the Health Officer of the City of Columbus to vaccinate free of charge any person or persons residing in said County of Muscogee, who, in the judgment of the Mayor of said city, are unable to pay the expenses of vaccination, from poverty. The Mayor and Board of Aldermen shall have full power and authority to quarantine any animal having glanders or other infectious or contagious disease in said County of Muscogee. And said Mayor and Board of Aldermen may in order to prevent the spread of such disease have such animals killed, and shall only be liable to the owner thereof for the actual cash value of said animals at the time of said killing. The Mayor, or Mayor and Board of Aldermen of the City of Columbus may in the discretion of either said Mayor or Mayor and Board of Aldermen, remove the occupants or inmates of lewd or disorderly houses in the City of Columbus and in the police district.

SEC. 43.—Regulation of Sale of Intoxicating Liquors. Punishment for Violations. Revocation of Licenses. Bond and Oath.

—*Be it further enacted by the authority aforesaid,* That the Mayor and Board of Aldermen shall have the right and power to grant or refuse to grant a license for the sale of spirituous, vinous and malt liquors within the corporate limits of the City of Columbus, and in the police district of said city as defined by this Act, and to prescribe conditions on which a license may be granted, and to fix the license fee therefor, and to collect the same, which license fee shall at no time be less than five hundred dollars; they shall also have the right and power to declare and define certain districts in said city and police district in which no license to sell any spirituous, vinous, malt or other intoxicating liquors shall be granted, which districts may be enlarged, increased or changed by the Mayor and Board of Aldermen. The said Mayor and Board of Aldermen shall also have the right by ordinance or resolution to regulate the hours of the day and night (except Sundays) when the places where any spirituous, vinous, malt or intoxicating liquors are sold, may be kept open and sales of such liquors made, and all sales made not within the hours prescribed in said resolution or ordinance, shall be a sale of liquor without a license, and all and every person guilty of making such sale or in any way connected therein may be indicted in the Superior Court of Muscogee County, or in the City Court of Columbus for a misdemeanor, and punished as prescribed in Section 4310 of the Code of Georgia, 1882. They shall also have the right and power by ordinance to prevent minors from entering barrooms, or places where spirituous, vinous or malt liquors are sold, and prescribe punishment for a violation of said ordinance. The Mayor and Board of Aldermen of the City of Columbus shall also have the right and power to prescribe by resolution or ordinance that any license to retail spirituous, vinous or malt liquors shall be cancelled or revoked on conviction in the Mayor's Court of any law of the state, or ordinance of the city, touching or relating to any illegal sale or gift of spirituous or malt liquors, and touching or relating to the offense of keeping open a tippling house on Sunday, and of any law of the state or of the City of Columbus in any way regulating or controlling either the places where spirituous liquors are sold or the sale of the same,

and in the event of the cancellation or revocation of any license, the Mayor and Board of Aldermen nor neither of them, shall have any power to refund or return any amount before that time paid for or on account of said license, but all amounts so paid shall be forfeited to the city for violation of the resolution or ordinance of said city. No license to sell liquor shall be granted for a period less than one year, and the applicant shall give such bond and take such oath as may be prescribed by the Mayor and Board of Aldermen, and if none shall be so prescribed, then the bond and oath as prescribed by the Code of Georgia for such license to sell at such places other than incorporated towns and cities.

SEC. 44.—Mayor's Court. Jurisdiction. Fines and Imprisonment. Fines; How Collected. Recorder. Power and Duties. Term of Office. (Act of 1904, p. 449, Making Term Two Years.) **All Licenses Revocable.**—*Be it further enacted by the authority aforesaid,* That the Mayor of said city shall have power and authority to hold a court at such time and place in said city as he may appoint for the trial of offenses committed against the by-laws, ordinances, rules and regulations of said City Council which offenses do not amount to a violation of the penal laws of the state and have power and authority to enforce the penalties prescribed. The Mayor's Court of said city shall have jurisdiction over, and the power and authority to try all persons charged with retailing spirituous liquors within the corporate limits of said city, and in the police district herein created, without a license first had and obtained from the said city authorities as prescribed by law and by this Act. Also jurisdiction over, and power to try any and all persons charged with the commission of the following offenses within the corporate limits of the city and in the police district, to-wit: for fighting, malicious mischief, keeping a disorderly house, the keeping, permitting or maintaining a nuisance to the annoyance of his, her or their neighbors, and for the petty offenses against health, peace and good order, and for a violation of any of the ordinances of said city, and also for contempt and disobedience to the lawful orders of said court, and upon a hearing and conviction by said Mayor for any of said offenses, he shall impose upon

the offender such fine for the same as may be prescribed by the ordinance of said city, and upon the failure of the parties to pay said fines and costs as the same shall be ordered and adjudged by said Mayor to be paid, then said delinquent may by order in writing of said Mayor be punished by fine or imprisonment in the common jail of Muscogee County, or in the guard house of said city, or by hard labor upon the public works in said city, or within the County of Muscogee, *provided*, that no fine or forfeiture for one individual offense shall exceed one hundred dollars, and no imprisonment or time of labor shall be for more than sixty days, which, either one or both, or any lesser time, or amount, in the discretion of the Mayor, may be imposed for a violation of any of the ordinances of said city. Fines, penalties and forfeitures imposed by the Mayor may be levied and collected by the Marshal by execution and sale of the offender's goods and chattels under the same rules as given Constables' sales where the amount is under one hundred dollars and of Sheriff's sales when the amount is over that sum. Whenever any fine shall be imposed by the Mayor on the account of any offense committed against the ordinance or by-laws of said city, the offender shall remain in custody until the same is paid, and when it shall go to the Treasurer for the use of said city. The Mayor and Board of Aldermen may in their discretion at any time elect a Recorder whose duty it shall be, when so elected, to preside at the court known as the Mayor's Court, with as full and ample authority to try and dispose of all cases within the jurisdiction of the Mayor's Court as the Mayor has under the provisions of this Charter. The said Recorder shall be *ex-officio* Justice of the Peace. He shall hold his office for the term of two years, and until his successor is elected and qualified. But the Mayor and Board of Aldermen of the City of Columbus may at any time by a resolution, declare said office vacant before the expiration of two years and may allow said office to remain vacant until, in their discretion, they may consider it to be to the best interest of the City of Columbus to elect a new Recorder. Any person accepting the office of Recorder shall take it subject to the reserved right of the Mayor and Board of Aldermen to remove him at pleasure, and shall have no claim on the City of Columbus

for services beyond the time he actually serves the city as such. All licenses granted by the Mayor and Board of Aldermen of the City of Columbus shall be taken and accepted by the party to whom said license is granted subject to the will of said Mayor and Board of Aldermen who shall have the reserved right to revoke the same at pleasure, and the action of the Mayor and Board of Aldermen in revoking said license shall be final and conclusive.

SEC. 45.—Executions. Form of. Proceedings Under. Redemption. City May Buy at Execution Sales. Execution Docket. Affidavits of Illegality. Priority of Liens.—*Be it further enacted by the authority aforesaid,* That all executions issued by the Clerk of Council of the City of Columbus shall be directed to the Marshal of said city, and issued in the name of "The City of Columbus" and be signed by said clerk and shall state for what issued, and be made returnable to the clerk aforesaid ninety days after the issuing of the same, and it shall be the duty of the Marshal of said city to advertise the sale of such real or personal property as may have been levied on by him to satisfy said execution in the same manner as advertisements of Sheriff's sales of real or personal property is by law required to be made. All of said sales to be made at the place and within the usual hours of Sheriff's sales and to be made under the same rules and regulations as govern Sheriff's sales of similar property.

That the time, place and manner of the sale of property, both, real and personal for taxes due shall be the same as that provided by law for Sheriff's sales for state and county taxes. Whenever any land is sold, the owner thereof shall have the privilege of redeeming it within one year by paying the purchaser the amount paid therefor, with ten per cent. premium thereon.

Whenever at any such sale for taxes due, no one present shall bid for the property put up to be sold as much as the amount of such tax execution and all costs, and after such property shall have been cried a reasonable time, then any duly appointed officer or agent of the City of Columbus may bid off such property for the city, and the Marshal or other officer making such

sale shall make to the City of Columbus a deed to the property so sold and deliver the same, and the title thus acquired by the city shall be perfect and valid after the period provided for redemption by the owner shall have elapsed, and the Marshal or officer making the sale shall put the city in possession. And the Mayor and Board of Aldermen shall have no power to divert or alienate the title of the city to any property so purchased except by a public sale to the highest bidder in such manner as may be prescribed by the ordinances of the city. The Clerk of Council shall keep an execution docket on which shall be entered the date thereof, time and to whom delivered, and the proceedings had thereunder. Such execution shall also be returned to the office of the clerk after satisfaction of same. Where affidavits of illegality or claims are interposed, then all the papers shall by the clerk be transmitted to the Clerk of the Superior Court of Muscogee County, where such illegality or claim shall be tried. When affidavits of illegality are filed to executions so issued, the person making the affidavit shall at the same time deliver to the Marshal a bond with good security, conditioned to deliver the property at the time and place of sale, if the issue of illegality shall be adjudged against him. In all cases, however, a levy shall be made before an affidavit of illegality can be received. The lien of tax executions in favor of the City of Columbus shall have priority within the corporate limits of the city over all other judgments and executions except those due to the state or county, and by order of the Mayor and Board of Aldermen shall be transferred to any person who will pay the full amount and costs of the same, and the transferee shall be subrogated to all the rights of the city as to the enforcement of such execution which shall retain all its prior liens.

SEC. 46.—Aldermen May Act as Recorder. Chief of Police; Power. Mayor and Aldermen Ex-Officio Justices of the Peace. Policemen; Powers and Duties. Warrants; form of. Commitments to Superior Court and City Court. Police May Raid Gambling Houses. (Act of 1905, p. 760.) (Act of 1905, p. 761.)—The Mayor and each Alderman shall be *ex-officio* Justices of the Peace, so far as to enable each of them to issue warrants for

offenses committed within the limits of the city and the police district created by this Act, and may admit to bail, or commit offenders for trial before any court held in said county having jurisdiction. The Chief of Police and members of the police force of the City of Columbus shall be *ex-officio* Constables of the County of Muscogee, and shall be subject to the call of the Sheriff of Muscogee County as such. And said Chief of Police shall have power and authority to pursue and arrest or summon before the Mayor's Court, any person who shall have violated any of the ordinances of said city or of the laws of Georgia over and beyond the city limits to any point within the County of Muscogee. And said arrest so made in said County of Muscogee shall be just as lawful as if made within the corporate limits of the City of Columbus. The police force of said city in the pursuit of any offender against the laws of said city or against the laws of the State of Georgia, may enter any building, either public or private, and where admission is refused it shall be lawful for said police force to break and enter said building for the purpose of making said arrest. The Chief of Police and members of the police force shall have full power and authority to examine all places in said city and police district where he or they suspect a violation of any of the penal laws of this state to be carried on, and for this purpose he or they shall have full power and authority to call to his or their aid any and all of the male citizens of said city or police district capable of bearing arms; and shall make a report of all offenders against the penal laws of this state to the Mayor. And said Chief of Police and members of the police force, shall in each case where he has a reason to suspect a violation as aforesaid, make an affidavit to the best of his knowledge and belief charging the offenders or offender with said offense, and the form of said affidavit should be substantially as follows:

"Georgia, }
Muscogee County. }

Personally came A. B., who on oath says that to the best of his knowledge and belief C. D. did, on the.....day of

.....in the year.....in the county aforesaid,
commit the offense of....., and this deponent make
this affidavit that a warrant may issue for his arrest.

Sworn to and subscribed before me this.....day of.....
(Signed A. B.) of the City of Columbus.”

When said affidavit shall have been made before the Mayor,
Recorder or any Alderman of said city, said Mayor, Recorder
or any Alderman shall issue a warrant substantially as follows:

“Georgia, }
Muscogee County. }

**To any Sheriff, Deputy Sheriff, Coroner, Constable, Chief of
Police of this State, or Policeman of the City of Columbus,
Greeting:**

A. B. makes affidavit before me that on the.....day
of.....in the year.....in the county
aforesaid C. D. did commit the offense of.....
You are hereby commanded to arrest the body of said C. D. and
bring him before me or some other judicial officer of this state
to be dealt with as the law directs. You will also levy on a
sufficiency of the property of said C. D. to pay the costs in the
event of his conviction. Herein fail not.”

Which said warrant shall be signed by said Mayor, Recorder
or Alderman as the case may be, and it shall be the duty of
any officer to whom said warrant of arrest is directed to arrest
said offender and carry him without delay before the Mayor,
Recorder or Alderman of said city, and if there is probable cause
to suspect that an offense has been committed by such person
so charged, it shall be the duty of the officer before whom said
charge is investigated to commit said person so charged to the
common jail of the County of Muscogee, and if said offense is
bailable under the laws of this state, and is less than a felony,
said person so charged shall be bound over to appear at the
next term of the City Court of Columbus, or other court having
jurisdiction, to answer for said offense so alleged to have been
committed; and if the said offense is of the grade of felony, said
person so charged shall be bound over to appear at the next
term of the Superior Court of Muscogee County, and it shall be

the duty of the Chief of Police or officer making the affidavit on which said arrest was based to appear before the proper court as a prosecutor in said case. And where said case is returnable to the City Court of Columbus it shall be the duty of said officer to make the necessary affidavit, on which an accusation shall be based in said court.

The following form or one in substance the same, shall be signed by the officer by whom any offender may be committed, as prescribed in the foregoing paragraph, and shall be deemed a sufficient commitment:

“Georgia, }
Muscogee County. }

A. B. having been arrested on a warrant for the offense of..... and brought before me, after hearing the evidence it is ordered that he be committed for trial to for the offense of.....and the jailer of said county is required to receive and safely keep him until discharged by due process of law.

Witness my hand and seal this.....day of.....”

The Chief of Police or any policeman of said city who shall fail to make the affidavit as aforesaid, as herein provided, shall be guilty of a misdemeanor, and on conviction thereof before any court in Muscogee County, having jurisdiction of the same, shall be punished as prescribed in Section 4310 of the Code of Georgia of 1882. And the effect of said conviction shall be that said Chief of Police or policeman shall be disqualified from holding any office under the charter of the City of Columbus; and it shall be the duty of the Mayor of the City of Columbus to see that this paragraph is carried into effect. It shall be the duty of the Chief of Police of said city or any policeman of said city to break and enter any gambling house located in said City of Columbus and police district where gambling is actually going on at the time of said breaking and entering, and said Chief of Police and policeman, as the case may be, shall seize any evidence of guilt in the shape of tables, cards, dice or other implements of gaming and shall hold the same to be used in evidence on the trial of any cases that may be made against

said offenders; and each and every person who is present shall be arrested and brought before the Mayor, Recorder or Alderman of said city, as the case may be, to answer to such charge as may be brought against them. Any of the officers of said corporation sued for an act done in his or their official character shall justify under this Act.

SEC. 47.—Markets. May Regulate the Sale of Marketable Goods.—*Be it further enacted by the authority aforesaid,* That the Mayor and Board of Aldermen of the City of Columbus shall have the power to establish and keep up one or more public markets in said city; and shall govern the same by such rules and regulations as said Mayor and Board of Aldermen may deem necessary and proper; and may prescribe and enforce penalties for violation of market laws and regulations; *provided, however,* that said Mayor and Board of Aldermen may grant private license for the sale of marketable articles or any of them, at a place or places in said city other than the public market upon such terms, regulations and control as the said Mayor and Board of Aldermen may adopt.

That in order to enable the Mayor and Board of Aldermen to maintain a public market in said city, the said Mayor and Board of Aldermen are hereby authorized and empowered to prohibit the sale by retail of such fresh meat and vegetables as are usually sold in a public market at any other place in said city except at the market house during certain hours to be fixed, and to impose such penalties upon offenders as are provided for violation of other ordinances of said city.

The Mayor and Board of Aldermen shall have full power and authority to prevent the sale in said city and police district of all articles of food which are injurious to health, or which may have been adulterated, and to condemn and destroy the same, and punish persons who shall sell or offer such articles of food for sale, and to this end may pass laws for the inspection of articles of food and milk offered for sale and fix the penalties not exceeding a fine of \$100 and imprisonment not exceeding sixty days.

SEC. 48.—Nuisances. Power to Abate. (Act of 1905, p. 763.)
—That the said Mayor and Board of Aldermen shall have power,

by ordinances, resolution or order of Council, to cause to be abated, within the jurisdictional limits of said city and police district, any nuisance which may tend to the immediate annoyance of the citizens in general, which may be manifestly injurious to the public health or safety, or tend greatly to corrupt the manners and morals of the people, or any considerable part thereof, whether the nuisance be such by the common law or by statute of this state, or by ordinance of said city, passed in conformity with law, and to enforce the order for abatement and removal of such nuisance by the Chief of Police and other civil force of said city. The Mayor of said city shall have the power and authority to try all persons charged with keeping, permitting or maintaining a nuisance to the annoyance of his, her or their neighbors, and on conviction he shall be fined or imprisoned, in the discretion of the Mayor, not exceeding the limit made in this Act for the punishment for violation of any city ordinance and the nuisance shall be abated. No horse, mule, cattle, sheep, goat, hog or other animal shall ever be allowed to run at large in any part of said City of Columbus, and the Mayor and Board of Aldermen shall enforce this section by proper ordinances, and provide punishment for any person owning such animals willfully violating this section, by fine not to exceed one hundred dollars, or imprisonment not exceeding sixty days, either or both, in the discretion of the Mayor's Court, or as provided in Section 21 of this Act.

SEC. 49.—Public Schools. Tax for Maintenance of Public Schools. Interest on School Fund. Separate Schools for White and Colored Pupils. Additional Tax. Apportionment of Funds. Report of Trustees.—*Be it further enacted by the authority aforesaid,* That for the purpose of enabling the Mayor and Board of Aldermen of the City of Columbus to establish and maintain Public Schools in said city, the Mayor and Board of Aldermen are hereby invested with the exclusive control and management of the buildings used and erected for Public Schools, together with the lots on which the same are situated. That of all funds set apart or appropriated by the state or by the County of Muscogee for school or educational purposes, the proportionate amount to which the children resident in the city or the

schools of said city may be entitled, shall be paid over to the Treasurer of said city, to be used by said Mayor and Board of Aldermen only in the maintenance of such Public Schools, but schools for white and colored pupils shall always be kept separate and distinct from each other. The said Mayor and Board of Aldermen shall be and they are hereby given full authority to set apart and appropriate the poll tax which may be collected in said city under any law authorizing said Mayor and Board of Aldermen to levy and collect tax for the maintenance of said Public Schools, and said Mayor and Board of Aldermen are hereby authorized to levy and collect a tax upon all taxable property in said city, which added to all other revenue may be sufficient for the proper maintenance of said Public Schools, and the erection of necessary buildings for such schools.

It shall be the duty of the Comptroller-General to ascertain the proportions of the interest upon the school fund, now on hand or which may hereafter be collected or appropriated to which the City of Columbus would be entitled according to population, and such proportion when determined shall be paid over to the Treasurer of said city, to be used only for school purposes under the direction and management of the Trustees of the Public Schools in said city. That it shall be the duty of the said Trustees with said portion of school fund so paid to said Treasurer to establish separate schools in said city for the children of white and colored persons, and to use for such purposes such portion of said fund for the colored children as in their opinion is necessary to maintain proper and suitable schools.

If the proportion to which said colored children may be thus allowed, shall not be sufficient to keep and maintain schools for their benefit as much as three months in each year, it shall be the duty of the Mayor and Board of Aldermen of said city to levy and collect annually, by taxation, a sufficient amount to enable such Board of Trustees to keep up said schools at least three months in the year. The said Board of Trustees shall in the management of said schools as nearly as practicable conform to the school laws of this state now in existence or which may hereafter be adopted. The State School Commissioner shall so

apportion the fund raised for the payment of the debt due the teachers, and also any other fund which may be on hand or may hereafter be realized from any source, as that the amount which would be due upon the basis if the number of children of school age in the city of Columbus shall be ascertained and submit to the Governor his estimates, who shall, from time to time draw his warrant upon the State Treasurer in favor of the City Treasurer of said city for the amount of said estimate. The said Board of Trustees shall annually, on or before the first day of August in each and every year, make a report to said Mayor and Board of Aldermen of the condition of said institutions, showing who the teachers are, and the number of pupils taught during the preceding year, with suggestions as they may deem proper for the interest of education in said institutions; and upon a failure to make such report the defaulting Board of Trustees shall be considered dissolved and the said Mayor and Board of Aldermen at their first meeting after such default shall proceed to elect a new Board of Trustees.

SEC. 50.—River Bridges.—*Be it further enacted by the authority aforesaid,* That the bridges across the Chattahoochee River erected by said city shall be under the exclusive management and control of the Mayor and Board of Aldermen of said city. They may appoint keepers of the same at will, and make said bridges free to vehicles and passengers or may charge tolls for either or both; and no bridge shall be erected over said river within the limits of said city without the consent of the Mayor and Board of Aldermen.

SEC. 51.—Power of Mayor and Board of Aldermen as to Public Improvements. Appointment of Assessors. Arbitration. Award of Assessors. Appeals. Award; How Enforced. Collections by Ordinary for Persons Under Disability.—*Be it further enacted by the authority aforesaid,* That the City of Columbus shall have the power, right, privilege and authority within the County of Muscogee to lease, purchase or condemn, receive donations, grants, easements or other uses of lands for the purpose of constructing, operating, carrying on and building sewers, streets, drains, waterways, waste-ways, traps, ditches, embankments, culverts, bridges, sidewalks and alleys or any other and all kinds

of public works, quarantine stations, smallpox hospitals or any other kind, market houses, engine houses, police stations, morgues, barracks, and any and all public buildings that may at any time in the future be needed for the use of said city. In the event that the said City of Columbus does not procure from the owner or owners thereof by donations, contract, lease or purchase, the title to the lands or rights of way necessary or proper for any of the uses or purposes mentioned as aforesaid, when the parties cannot and do not agree upon the damage done or to be done for any of the purposes aforesaid to the owner or owners of the lands which the City of Columbus may seek to appropriate as rights of way, or for its other purposes, the City of Columbus, by its Mayor and Board of Aldermen shall appoint one person as its assessor, and the person or persons owning the land sought to be taken for rights of way or for building purposes or other purposes, necessary or proper for the construction of any of the objects aforesaid, shall choose his, her or their or its assessor, and in case the person owning the land sought to be condemned shall fail or refuse to make such choice or select some one to represent his, her or their interests, or should be an insane person, lunatic, idiot or minor or laboring under any disability from any other cause whatever, and shall have no legal representative, then it shall be the duty of the Ordinary of the County of Muscogee to make such selection for such owner or owners so failing or refusing or unable to make the same as aforesaid, *provided*, that said City of Columbus by its Mayor and Board of Aldermen shall give notice to said Ordinary that such owner or owners fail or refuse to act as aforesaid, or is an insane person, lunatic, idiot or minor or is under disability from any other cause whatever and has no legal representative, and the two Assessors thus selected shall choose a third Assessor and the three Assessors thus selected shall be sworn to do justice between the parties; and after hearing such evidence as may be offered as to the damage done the owner or owners of such rights of way or other property sought to be condemned for the purposes aforesaid, as the case may be, they or a majority of them shall assess the damage and the value of the property so sought to be condemned; and in assessing said damage the

said Assessors shall take into consideration the increased valuation of said property, if any, by reason of the construction and building of any of the public works as aforesaid, and shall say in writing what sum said City of Columbus shall pay for the rights of way and for other property sought to be condemned by it; and they shall file their award within ten days after it is made in the office of the Clerk of the Superior Court of Muscogee County, and said Clerk shall record the same, such award shall have all the force and effect of a judgment or decree rendered by the Superior Court of said county. Said award shall be made in writing, shall specify the amount to be paid, and designate the right of way or property condemned. Either party dissatisfied with the award shall have the right to appeal to the Superior Court by giving written notice to the other party within ten days after the award has been filed, and entering an appeal in writing to the Superior Court. In case the owner of the land is under a disability as provided in this section, and without legal representative the Ordinary of Muscogee County may give the notice for such disabled person, and in the same manner service in a similar case may be given to the Ordinary when the City of Columbus may enter an appeal, and the issue shall be made on such appeal and tried in the Superior Court as cases at common law, with the right of either party to carry the same before the Supreme Court. The entering of an appeal shall in no case hinder or delay the construction and building of any of the public works aforesaid, and the same may proceed from the time the award in such condemnation is filed in the office of the Clerk of the Superior Court, but before the commencement of said work tender shall be made of the amount of such award.

In the event the City of Columbus is not dissatisfied with said award, said City of Columbus shall pay to the Clerk of the Superior Court the sum so found to be due by said Assessors. If the City of Columbus is dissatisfied and the appeal is entered by the said City of Columbus, it shall give bond with security for the payment of the amount adjudged to be due by it on the final hearing of said case. Should no appeal be entered within ten days and the City of Columbus should fail or refuse to pay

the amount of the award, and should proceed with the work or in occupying the land sought to be condemned as aforesaid, then the Clerk upon application of the owner or Ordinary, where he is authorized to act, issue execution on said award, and proceedings shall be had thereon as in cases of judgments and executions in the Superior Court of Muscogee County. But the City of Columbus shall have the right after said award is filed to abandon said right of way or property so sought to be condemned in the event the Mayor and Board of Aldermen of said city should consider that the sum found to be due would in their judgment make said right of way or land sought to be condemned too expensive to said city. But in such event the City of Columbus shall pay all costs of said award. All sums collected by the Ordinary of Muscogee County for persons unrepresented and laboring under any of the disabilities contemplated as aforesaid, shall be held by him for the use of such persons, and he shall cause proper legal representatives of such persons to be made; and the amount received shall be held and treated as a part of the estate of such disabled person or persons. And in all cases the right of way or title to the property condemned shall rest and remain in the City of Columbus according to the terms of the award unless said city should decline to accept the same.

SEC. 52.—Columbus Waterworks.—*Be it enacted by the General Assembly of the State of Georgia, and it is hereby enacted by the authority of the same,* That the charter of the City of Columbus, in Muscogee County, be and the same is, hereby amended as follows: That said City of Columbus is hereby authorized and empowered to construct, build, maintain, own and operate a system of waterworks, in any manner and to any extent that may be needful for the present and future use and requirements of said City of Columbus; that said city shall have the power to acquire and hold property, both real and personal, that may be necessary or appropriate for affording a complete and sufficient supply of reasonably pure water for its own use and the use of the inhabitants thereof, whether the same be located within the limits of said city or elsewhere, including the ownership of, and the dominion over, in whole or part, of the watershed or watersheds from which the water to be supplied is

gathered, however large the tract of land may be that is requisite for that purpose.

SEC. 53.—Water Supply.—*Be it enacted by the authority aforesaid,* That the said city shall have power and authority to make or cause to be made such examinations and surveys for the proposed system of waterworks contemplated by this Act as shall be necessary or proper to the selection of the most advantageous location or locations, site or sites, watershed or watersheds, right or rights, way or ways, for the location of said works and the necessary apparatus, appliances and equipment therefor, and for bringing the water from the source of supply to and distributing it in said city.

SEC. 54.—Waterworks. Construction of. (Acts of 1902, p. 370.) (Amended Acts of 1905, p. 727.)—*Be it further enacted,* That said City of Columbus shall have the power and authority to construct its works, and build such dams, canals, raceways and reservoirs as may be necessary for conveying and containing its water, and the laying of such pipes, conduits and mains into and through said city as may be necessary and appropriate for the distribution of said water for private and public use; shall have the power to use and employ for the purpose of said system of waterworks any stream or streams of water, watercourse or watercourses, or any part of such water or waters which shall be deemed necessary and appropriate; and to use such water or waters by employing the same for power to run or move the necessary machinery or for pumping through the pipes and mains and making distribution thereof over said city, and generally to do and perform all acts and things necessary for the construction, equipment, maintenance and operation of said system of waterworks, and the distribution of its water as may be requisite and proper to carry into effect the object, scope and purposes of this Act.

SEC. 55.—Pipes and Mains.—*Be it enacted by the authority aforesaid,* That said City of Columbus shall have the power in the construction of said system of waterworks and in making distribution of its water, to lay its pipes and mains under and along any street or streets of said city, or under and along any road or highway of this state; and should it be necessary, to

cross, occupy and appropriate with its works, pipes and mains such streets and highways, or any part thereof, and shall have the right to use the ground or soil under any road, railroad, highway, street, lane, alley or court within this state for the purpose of laying its pipes, conduits and mains, and constructing, enlarging and improving any of the work contemplated by virtue of this Act, *provided, however*, that said city shall not permanently injure any such railroad, highway, street, lane, alley or court and the same be restored to its original condition and all damages thereto to be repaired; that said City of Columbus shall have the power to lease, buy, take and condemn any property, real or personal, in this state, as may be necessary for the location, construction, operation and security of said works; said city first making and paying just and adequate compensation therefor, as by law provided, when private property is taken for public use.

SEC. 56.—Rights and Remedies.—*Be it further enacted by the authority aforesaid*, That the rights and remedies of said city and all persons, firms, or corporations whose property, franchises, easements or rights said city may seek to condemn or appropriate for the purpose herein contemplated, shall be in accordance with, and subject to the provisions set forth and embodied in, Sections 4657 to 4686, inclusive, of the Code of Georgia for 1895, and the several acts of the General Assembly amendatory thereof.

SEC. 57.—Water Rates.—*Be it enacted by the authority aforesaid*, That said City of Columbus shall have the right and power to supply and furnish its water to private consumers, either for motive power or for drinking, sanitary and domestic purposes, charging such rates therefor as in the judgment of the corporate authorities is reasonable and just.

SEC. 58.—Waterworks Bonds.—*Be it enacted by the authority aforesaid*, That for the purpose of carrying into effect the objects of this Act, the said City of Columbus shall have the power to make any contract or contracts or incur any obligation or obligations upon the means and resources of said city not repugnant to the Constitution of this state, and shall have the right to issue and sell its bonds when so authorized in the

manner provided by law for the purpose of raising and supplying the necessary means to accomplish the aims and objects of this Act.

SEC. 59.—Board of Water Commissioners.—*Be it enacted by the authority aforesaid,* That before the said City of Columbus shall commence the construction of said system of waterworks, and before the issue and sale of any of its bonds for that purpose, the Mayor and Board of Aldermen of said city at any regular meeting thereof, shall elect in the same manner as other officers of said city are elected, a Board of Commissioners, to be known as the “Board of Water Commissioners,” who shall have the supervision and control of the building, construction, operation and management of said waterworks system. The Mayor and Board of Aldermen of said city shall fill all vacancies that may occur in said Board at any regular meeting of Council after such vacancy may exist, and that said Board of Water Commissioners shall consist of five persons, one of whom shall be the Mayor of said city, who shall be an *ex-officio* member, and four other persons all of whom shall be freeholders and citizens of the City of Columbus and qualified by law to vote at elections for the selection of Mayor and Board of Aldermen of said city.

SEC. 60.—Election and Official Term of Commissioners.—*Be it enacted by the authority aforesaid,* That the term of office of each member of said Board of Water Commissioners shall be four years, except the members of the first Board to serve; that the first election for members of said Board shall be held at any regular meeting of Council after the qualified voters of said City of Columbus have legally authorized at an election held for that purpose an issuance of the bonds of said city for the purpose of building and constructing a system of waterworks, at which meeting of Council the four persons to constitute the first Board shall be elected, one of whom shall be elected to serve until the first day of January following said election, one to serve until the first day of January thence next following, one to serve until the first day of January thence next following, one to serve until the first day of January thence next following, so that the term of office of only one member will expire each year; and as

the respective terms of office of each member of said Board of Water Commissioners expire, the said Mayor and Board of Aldermen of said City of Columbus, at the regular meeting of Council to be held in July of each year prior to the expiration of the term of office of each member, shall elect a successor to the member of said Board whose term expires in January following thereafter, who shall be elected for the full term of four years, so that one member of said Board shall be elected in July of each year.

SEC. 61.—Chairman of Board. Oath of Commissioners.—*Be it enacted by the authority aforesaid,* That the Board of Water Commissioners shall choose from their number annually one to serve and act as Chairman of said Board. The members of said Board of Water Commissioners shall each, before entering into the discharge of his duties, take and subscribe to the following oath: "I do solemnly swear that I am duly qualified to serve as a member of the Board of Water Commissioners of the City of Columbus; that I will, to the best of my ability, faithfully discharge all of the duties and obligations devolving upon me as a member of said Board without fear, favor and affection, and as will subserve the best interests of the City of Columbus, so help me God," which oath shall be taken before any officer authorized by law to administer oaths.

SEC. 62.—Powers of Board.—*Be it enacted by the authority aforesaid,* That a majority of said Board of Water Commissioners shall constitute a quorum for the transaction of business, and all contracts, engagements, acts and doings of said Board within the scope of their duty or authority, shall be obligatory upon and be considered in law as if done by the Mayor and Board of Aldermen of said City of Columbus. Said Board shall have the power and authority to make rules and regulations for the conduct of its affairs, and shall keep a record in books to be purchased and kept for that purpose of all acts and doings of said Board, which said books shall be subject to examination at any time by persons authorized to do so by the Mayor and Board of Aldermen of said city; and said Board shall make reports to the Mayor and Board of Aldermen of said City of Columbus of the operation and condition of said waterworks in

accordance with any ordinance or resolution that may be passed by said Mayor and Board of Aldermen with reference to same.

SEC. 63.—Engineer and Secretary. Contracts.—*Be it further enacted,* That said Board of Water Commissioners shall have the power to appoint a competent engineer for the construction of said waterworks system, and to fix his compensation while so employed; also the power to appoint a secretary for said Board, and employ such managers, clerks and laborers as may from time to time to be found needful in building and constructing said system and in the operation thereof when completed, and to fix their salaries and compensation; that said Board may purchase from time to time such material, machinery, apparatus and appliances as may be needed in the building, constructing, maintenance and operation of said works; that all contracts made by said Board for material or for construction of said works, or any part thereof, which shall involve an expenditure of over two hundred dollars, shall be made in writing, and of each contract two copies shall be made, one of which shall be deposited with the Clerk for the benefit of the Mayor and Board of Aldermen of said city, and one to be retained by said Board, and said Board shall have the authority to require from any person or persons, firm or corporation with whom they contract, satisfactory security for the faithful performance of said contract according to its terms, and no member of said Board shall be interested directly, indirectly or remotely in any contract relating to the construction or operation of said works.

SEC. 64.—Use and Price of Water.—*Be it further enacted,* That said Board of Commissioners shall regulate the distribution and use of the water in all places and for all purposes whenever the same may be required, and shall fix the price for use thereof and the terms of payment therefor; they shall erect such number of public hydrants and in such places as the Mayor and Board of Aldermen of said city may designate, for the purpose of extinguishing fires, watering the streets and such other public uses as said Mayor and Board of Aldermen may direct, and shall make all necessary connection with pipes and mains into all buildings used by said City of Columbus and as said Mayor and Board of Aldermen may require. That said Board of Water

Commissioners shall have full power and authority to require payment in advance for the use of water furnished by them in or upon any building, place or premises; and in case prompt payment shall not be made they may shut off the water from such building, place or premises, and shall not be compelled to again supply said building, place or premises with water until all arrears, with interest thereon, shall be fully paid. That said Board shall have the power to make rules and regulations respecting the introduction of water into or upon any premises and may regulate the use thereof in such manner as to them shall seem necessary and proper; and the members of said Board and all engineers, superintendents or inspectors in their service and employ are hereby authorized and empowered to enter at all seasonable hours any building or other place, where said water is taken and used, and when unnecessary waste thereof is known or suspected, and examine and inquire into the cause thereof. They shall have full power to examine all service pipes, stop-cocks and other apparatus connected with said works, for the purpose of ascertaining whether the same are of the character and dimensions, and fixed in the manner required by the rules and regulations of said Board, and if necessary the supply of water may be shut off until the required examination is made and any alterations and repairs necessary are completed.

SEC. 65.—Disbursements by Board.—*Be it further enacted,* That whatever sum or sums of money that may be provided by the Mayor and Board of Aldermen of the City of Columbus, either from the sale of bonds or otherwise, for the purpose of building and constructing a system of waterworks as herein provided for, shall be paid over to said Board of Water Commissioners, and by them used and paid out for that purpose only, and should any surplus be left thereof after final completion of said system it shall be turned over to the Treasurer of said City of Columbus, and by him used only for the payment of principal and interest on any bonds that may have been issued and sold for that purpose.

SEC. 66.—Receipts of Board. Board Subordinate to Mayor and Board of Aldermen.—*Be it further enacted,* That all money

coming into the hands of said Board of Water Commissioners from water rents and the sale of any apparatus and appliances or other property, or from any other source, after paying for any necessary extensions, repairs and expenses of operation, shall be paid to the Treasurer of the City of Columbus semi-annually and at least fifteen days prior to the time of the payment of any principal or interest that may become due on any bonds that may have been issued for the purpose of building and constructing any system of waterworks as is herein provided for, and the same shall be used by said City Treasurer only for the purpose of paying any principal and interest then to become due; but if the revenue and receipts of money derived from the operation of said waterworks for any year be more than is sufficient to discharge the interest and principal on said bonds maturing in that year, then such surplus may be used and appropriated by the Mayor and Board of Aldermen of said city for any other public improvement in said city as to them may seem proper. *Be it further enacted*, That said Board of Water Commissioners shall be considered a subordinate branch of the City Government of Columbus, and shall conform in their actings and doings to all ordinances that may be passed by the Mayor and Board of Aldermen of said City of Columbus; and the Mayor and Board of Aldermen of the City of Columbus may at any time remove any member which they may have elected to said Board, if it shall satisfactorily appear, after reasonable notice to the parties, and hearing of the causes of complaint and answers thereto, if any should be offered, that the member whose removal is sought has been guilty of maladministration or neglect of the duties of this office, that his removal will be right and proper, and two-thirds of the Board of Aldermen of said city shall concur in such removal.

SEC. 67.—Compensation of Commissioners.—*Be it further enacted*, That the members of said Board shall not receive any compensation for their services, but shall be paid and refunded all reasonable expense which they may incur in the performance of their duties; that the Mayor and Board of Aldermen of said city shall be authorized, by and through a committee of their own number, or by any person they may select, to inspect

at their pleasure, the state and condition of the works, and property thereto belonging, and also all books and accounts pertaining to the affairs conditioned by them, and the said Board shall give and furnish them any reasonable facility and assistance in making such inspections.

SEC. 68.—Malicious Injury to Works.—*Be it further enacted*, That any person or persons who shall maliciously or willfully divert the water, or any portion thereof, from the works contemplated by this Act, or shall corrupt or in any manner render the same impure, or shall destroy or injure any canal, aqueduct, pipe, conduit, main, machinery or other property used or required for procuring or distributing the water, such person or persons, and their aiders and abettors, shall forfeit to said Board, to be recovered in an action of trespass, treble the amount of damages besides cost of suit which shall appear on the trial to have been sustained, and all such acts are hereby declared to be misdemeanors under the laws of this state, and the person or persons charged therewith, if found guilty, shall be punished as for a misdemeanor, as provided by law.

SEC. 69.—Added by Amendment. (Acts 1905, p. 757-758.)—That the rights, powers and privileges by this Act shall not be so construed as to deny to the corporative authorities of the City of Columbus any rights and powers they may now or did possess before the passage of the same, to contract for a water supply for its use and the use of its citizens, under the general laws of this state.

SEC. 70.—(Acts of 1912, p. 766.)—*Be it further enacted by the authority aforesaid*, That the City of Columbus be and is hereby vested with the power and authority to pay pensions to policemen and firemen who have been in the continuous service of the City of Columbus for a period of not less than twenty years and who have become physically and permanently disabled while in the service of said city; *provided*, that the amount of pension paid to policemen shall not exceed one-half of the regular pay of policemen, and to firemen one-half of the regular pay to firemen, who are employed in the regular and active service respectively for said city.

SEC. 71.—*Be it further enacted*, That the power and authority herein conferred shall be exercised only by resolution adopted by the Mayor and Board of Aldermen of said city at a regular meeting, and a separate resolution shall be adopted for each and every pension paid, which said resolution shall state the name of the policeman or fireman who shall receive said pension, the amount thereof and when the same is to be paid; and in no case shall any pension be paid to policemen by said Mayor and Board of Aldermen except upon recommendation of the Police Commission of the City of Columbus, nor shall any pension be paid to any firemen except upon recommendation of the Chief of the Fire Department and approved by the Standing Committee of Council on Fire Department.

SEC. 72.—*Be it further enacted*, That the power and authority herein conferred upon the City of Columbus is entirely discretionary and said power and authority may or may not be exercised as the Mayor and Board of Aldermen may deem expedient and proper in each particular case; and any pension which may be paid by the terms of this Act, or in pursuance of any resolution adopted by the Mayor and Board of Aldermen, may be revoked and withdrawn by the Mayor and Board of Aldermen of said city at any time; and when so revoked and withdrawn there shall be no obligation upon the part of the City of Columbus to make any future payments of any pension theretofore granted or paid to any policeman or fireman of said city.

SEC. 73.—**Debt. How Increased. Proviso.**—*Be it further enacted by the authority aforesaid*, That the debt of the City of Columbus shall not exceed seven per cent. of the assessed value of all taxable property in said city, and it shall not incur any new debt except for a temporary loan or loans to supply casual deficiencies of revenue, which shall not exceed one-fifth of one per cent. of the assessed value of the taxable property in said city, without the assent of two-thirds of the qualified voters of said city. And the City of Columbus is hereby authorized and empowered to increase its debt and make issue and sell its bonds to an amount equal to the difference between the amount of the whole debt (bonded and floating) of said city, and such an amount as would be seven percentum of the assessed

value of all taxable property in said city at the time of the issue of said bonds; *provided*, that the assent of two-thirds of the qualified voters of said city shall first be given thereto at an election or elections to be held; and, *provided further*, that before or at the time such bonds shall be issued, provision shall be made by the Mayor and Board of Aldermen of said city for the payment of the principal and interest of said bonds within thirty years from their date.

SEC. 74.—Ordinances. Proviso.—*Be it further enacted by the authority aforesaid*, That all ordinances of the City of Columbus contained in the Code of the City of Columbus and adopted by the Mayor and Council of the City of Columbus in the year 1888, and all ordinances passed subsequent to the adoption of said Code not in conflict with this Act shall remain in full force and effect. *Provided*, That said Mayor and Board of Aldermen of the City of Columbus may at any time repeal any ordinances contained in said Code or any ordinances passed by said Mayor and Council since the adoption of said Code; or they may alter or amend the same, or they may by an ordinance repeal all ordinances heretofore passed.

SEC. 75.—Acts of the General Assembly. Conflicting Laws Repealed.—*Be it further enacted by the authority aforesaid*, That all Acts of the General Assembly heretofore passed conferring any powers on the Mayor and Council of the City of Columbus, other than those contained in this Act, are not repealed as to such grant of powers, but the same shall be extended to the Mayor and Board of Aldermen of said city; but limitations and restrictions of powers contained in said Acts as are at variance with the terms of this Act are hereby expressly repealed, and all laws and parts of laws in conflict with this Act are hereby repealed.

WM. A. HARRIS, Secretary of the Senate.

M. A. HARDIN, Clerk of House of Representatives.

ROBT. G. MITCHELL, President of the Senate.

CLARK HOWELL, Speaker of House of Representatives.

W. J. NORTHEN, Governor.

Approved November 29, 1890.

ARTICLE II.

CITY OFFICIALS; THEIR POWERS AND DUTIES.
POLICE DISTRICT.

ARTICLE II.

CHAPTER 2.

MAYOR AND MAYOR PRO TEM.

SECTION 76.—General Duties.—The Mayor shall preside at all meetings of Council, and give the casting vote upon all questions and in the election of officers only in cases of a tie. It shall be his duty to see that all laws, ordinances, resolutions and rules of Council are observed and enforced and that all officers of the city shall faithfully discharge all the duties required of them.

SEC. 77.—Mayor Protem. Election and Duties.—Council shall, either at the first meeting after the election of each new Board or at any time elect from their body a Mayor *pro tempore*, who shall during the illness or absence from any cause of the Mayor, act in his stead, and be clothed with all rights, privileges and duties of the Mayor.

SEC. 78.—Mayor Pro Tem. Oath and Compensation.—The Mayor Protem shall take the same oath prescribed for the Mayor, before entering upon his duties as such, but shall receive no salary or other compensation unless specially appropriated by Council.

CHAPTER 3.

OFFICERS ELECTED BY COUNCIL.—GENERAL PROVISIONS.

SECTION 79.—All officers elected by the Mayor and Council, shall be elected at the time provided for in the new Charter of the City of Columbus or as soon thereafter as practicable.

SEC. 80.—Election and Qualifications.—The election shall, in all cases, be by ballot, and a majority of the whole Board necessary to elect, and no person shall be eligible to any such office except a resident citizen of this city.

SEC. 81.—Salaries.—The salaries of officers shall always be fixed before the election takes place, and shall not be increased or diminished during the term of office.

SEC. 82.—To Give Bonds.—Each officer of Council, whether elected by the people or by Council, shall before entering upon the discharge of his duties, enter into such bond as Council may require, to be approved of by Council, and no member of Council shall ever be taken as such surety. Additional sureties or a new bond for a larger amount may be required of any officer whenever Council may deem it necessary; and any officer failing or refusing to give such additional sureties or new bond when required may be dismissed from office by the vote of a majority of Council.

SEC. 83.—May be Discharged for Cause.—For malpractice in office, non performance of duty, or habitual intoxication any officer may be either fined or discharged from office by Council. The charges against any such officer may be preferred either by a member of Council or any citizen and shall be in writing, and plainly set forth the offense and specifications, a copy of which shall be served upon him at least three days previous to the trial.

CHAPTER 4.

COMMITTEES OF COUNCIL.—STANDING.

SECTION 84.—It shall be the duty of the Mayor as soon as practicable after the election of each new Board of Aldermen, to appoint seventeen Standing Committees in the following order, to-wit:

1. Committee on Accounts and Contracts.
2. Committee on Bridges and Wharf.
3. Committee on Cemeteries.
4. Committee on City Improvements.
5. Committee on Cisterns and Fire Department.
6. Committee on Finance.
7. Committee on Gas and Street Lights.
8. Committee on Hospital.
9. Committee on Market and Magazine.
10. Committee on Ordinances.

11. Committee on Parks and Commons.
12. Committee on Police.
13. Committee on Public Schools.
14. Committee on Sanitation.
15. Committee on Streets and Sewers.
16. Committee on Waterworks.
17. Committee on Insurance.

SEC. 85.—The Standing Committees shall consist of three members each. The Mayor and Council may, at any time, alter the committees, and make such changes as the interests of the city require.

SEC. 86.—Matters Referred to. **How and When.**—Any business which may come before Council concerning the subject matter of which any standing committee has jurisdiction, may be referred by Council to such committee for investigation and report. It shall be the duty of each standing committee whenever required by Council, or by the Mayor, or any member of Council, to examine any matter referred to such committee and to make a written report thereof at the next regular meeting of Council. They shall also examine into the condition of the matters within their jurisdiction and make such reports and recommendations from time to time as may be necessary.

SEC. 87.—Special Powers.—Each standing committee may order necessary and urgent repairs or work to any extent not exceeding twenty-five dollars and the same shall be reported to Council at its next regular meeting.

SEC. 88.—Mayor Ex-Officio Member All Committees.—The Mayor shall be *ex-officio* Chairman of all standing committees and may call them together at any time, whenever the public interest requires it.

CHAPTER 5.

CLERK OF COUNCIL.

SECTION 89.—General Duties.—It shall be the duty of the Clerk of Council to attend all meetings of Council; to record regularly and fairly all proceedings of the same in a book to be kept by him for that purpose; and to keep the same properly

indexed. He shall also keep a book to be called the Ordinance Book, in which he shall record all alterations and amendments to the city ordinances, and shall keep the same properly indexed.

SEC. 90.—Executions. Licenses. Deeds, Etc.—He shall also keep an Execution Docket, in which he shall enter all executions issued by him and to whom delivered and when; and when the executions are returned to office, he shall enter the returns made upon them. He shall issue all summonses, processes and subpoena to witnesses that may be necessary in the enforcement of the rules, regulations and ordinances of Council. All deeds, leases and other instruments executed by Council shall be attested by him. He shall be the keeper of the public seal of the city and of the records of Council.

SEC. 91.—Office and Hours of.—He shall keep his office at the Council chamber, unless specially authorized to remove the same to some other place, and shall be in his office every day (Sundays and holidays excepted) from 9 to 12 A. M., and from 3 to 5 P. M.

CHAPTER 6.

CITY TREASURER.

SECTION 92.—General Duties.—It shall be the duty of the Treasurer to receive all moneys collected by other officers of Council on account of the corporation, and to collect all taxes due to the city within the time prescribed by Council. As soon as the tax digest is turned over to him, he shall give notice of the fact in the city papers and attend in his office daily (Sundays and holidays excepted) from 9 A. M. to 2 P. M., to collect the taxes due. At the expiration of the time prescribed by Council for the payment of taxes, he shall furnish a list of defaulters to the Clerk, and see that execution is issued against them and placed in the hands of the Marshal and shall report the amount of tax due by such defaulters to Council.

SEC. 93.—Payments. Deposits. Records. Books.—He shall pay all demands against Council, when required to do so, but in no case shall he pay any money to any person who is at the time indebted to Council for any sum, until a settlement is had,

without special authority from Council. He shall safely keep all moneys belonging to the city and when required by the Finance Committee or by Council shall deposit the same in bank, in the name of the City of Columbus. He shall keep a regular and fair account of all money received, and from whom, and all money paid out and to whom, which said account shall at all times be open to the inspection of any member of Council and shall make monthly returns of his account.

SEC. 94.—Treasurer Board of School Trustees.—The Treasurer shall be *ex-officio* Treasurer of the Board of Trustees of the Public Schools of the city.

SEC. 95.—Hospital Treasurer.—The Treasurer is hereby authorized to receive and receipt for all money due the City Hospital, to endorse and collect all checks, drafts or money orders that may be made payable to or for the use of said hospital.

CHAPTER 7.

CITY MARSHAL.

SEC. 96.—The Marshal shall be *ex-officio* member of the Board of City Assessors, and assist in the appraisement for taxation of all real estate in the City of Columbus; he shall receive the returns of all real and personal property in the City of Columbus subject to taxation, and use his best efforts and judgment to see that all property subject to taxation is properly returned at its true value.

The Marshal shall see that all persons doing business in the City of Columbus shall register as required by the laws of the said city, on or before the first day of March in each year, stating the nature of the business in which they propose to engage; to see that all license fees and special taxes required by the laws of the city for doing business therein shall be paid, or in the event of failure to pay, the delinquent shall be summoned to appear before the Recorder's Court to answer the charge of doing business without a license. And it shall be the duty of the

Marshal to present before the Recorder proper proof showing that the law requiring the payment of the license has been violated.

It shall, also, be the duty of the Marshal to keep a special book which shall contain a list of all persons owing taxes or assessments to the City of Columbus, which said taxes or assessments are past due and unpaid for a period of four months or longer.

SEC. 97.—Collections. Money. Executions.—He shall collect all executions, either for taxes or otherwise, which may be placed in his hands; he shall account to the Treasurer and pay over to him, weekly, all moneys in his hands and generally perform all acts required of him by any ordinance and Council.

SEC. 98.—Service of Process and Orders.—He shall serve all notices and carry all orders required by the Mayor and Chairmen of the committees.

CHAPTER 8.

CITY ATTORNEY.

SECTION 99.—Duties of.—It shall be the duty of the City Attorney to draft all bonds, deeds, contracts, and other legal instruments of whatever nature which may be required of him by any ordinance or order of Council, or by any committee thereof. He shall commence and prosecute all actions and suits to be commenced by the city before any tribunal in this state, whether in law or equity; and also to appear in defense and advocate the rights and interests of the city, or any of the officers of the city, in any suit or prosecution for any act or omission in the discharge of their official duties, wherein any estate, right, privilege, ordinance or act or any breach of any ordinance may be brought in question. He shall also when required by Council, act as attorney and counsel for any officer of the city in any prosecution or proceeding which may be instituted by said officers for any breach of the laws of this state or any of the ordinances, orders or by-laws of the city; and he shall in all matters do every professional act inci-

dent to the office which may be required of him by Council, or by any committee thereof; and shall when required, furnish Council or any committee thereof, or any officer of the city who may require it in the discharge of his official duties, with his legal opinion on any subject touching the duties of their respective offices, or the rights, duties and interests of the city. He shall perform such other duties in connection with his office that the Mayor may direct.

SEC. 100.—Compensation.—In full compensation for all the services of said City Attorney, he shall receive an annual salary, to be determined by Council. In all cases, however, when his attendance out of the city may be required of him, his reasonable traveling expenses shall be allowed him; and in all suits for the collection of any debt or demand due the city, he shall receive such commission on the amount collected as Council may allow, not exceeding the usual commission of attorneys for collections.

CHAPTER 9.

CITY PHYSICIAN.

SECTION 101.—Election. Qualification. Duties.—There shall be elected at the same time other officers are elected by the Mayor and Board of Aldermen, one City Physician; unless in the discretion of said Mayor and Board of Aldermen it should be deemed advisable and by resolution so declared, to have more than one City Physician for any given year; or to have one City Physician with one or more assistants in either of which events there shall be elected said officer, or officers or assistants as the case may be, at the same time and in the same manner and for the same term as other city officers are elected; except that Assistant City Physician may be elected at any time that a necessity therefor may, in the judgment of Council, exist, and for any length of time within the term of office of City Physician. That any person or persons elected under the provisions of this section, shall go into the office on the first Wednesday after the second Saturday of December of the year in which said

election occurs, and hold office for the term of two years or
• until their successors are duly elected and qualified.

SEC. 102.—Qualifications.—No person shall be eligible to hold office under this section either as City Physician, whether there shall be one or more incumbents of the office, or as assistant thereto, who is not a resident of said city and also a graduate of a recognized reputable medical college and legally qualified and licensed to practice his profession under the laws of the State of Georgia.

SEC. 103.—Special Duties.—In addition to the duties already prescribed by law, the duties of said City Physician or Physicians as the case may be, shall be to attend professionally, free of charge, all persons residing in said city or who may be in any hospital, camp of detention, quarantine station, pest house or other place of like character which shall be under the charge of
• said city or established by said city or that may hereafter be established by said city, whether the same be inside of the city limits or not; and to attend professionally any person who may be temporarily within the limits of said city, or in any of the places above mentioned, who may require the service of a physician and who is unable to employ and pay for the same.

SEC. 104.—Special Duties.—To attend professionally, free of charge, all employees of said city who are injured while in the discharge of the duties required of them during the period of their employment by said city; *provided*, such employees request such attendance.

SEC. 105.—Special Duties.—To attend professionally, free of charge, any and all persons who may be injured upon any of the streets or sidewalks of said city when directed so to do by the Mayor or any member of the Hospital Committee of Council.

SEC. 106.—Reports.—To report at each regular meeting of Council, his or their actings and doings as such City Physician including the condition of the hospital and other places of like character, as enumerated in this section, and the number and sex of inmates and patients treated therein and for what disease; when received, and when discharged, and requisitions for drugs

and medicines made for the pauper patients, or for the hospital from date of last report.

SEC. 107.—Vaccinations. Special Duties.—To vaccinate, free of charge, all persons within the City of Columbus or any specified portion of Muscogee County outside of the City of Columbus, whenever the Mayor and Board of Aldermen shall by resolution declare that a necessity for such vaccination shall exist and order it done, and specify where the same shall be done; *provided*, that in case of compulsory vaccination such City Physician shall have the right to make the usual professional charge for such work, in all cases where the person vaccinated does not claim to be unable to pay for the same.

SEC. 108.—Absence. Assistant to be Provided.—In the event of the absence from the city of any City Physician, or Assistant City Physician or of the sickness or inability to discharge the duties of his office, he shall in either of such events at his own expense furnish an acceptable physician who shall be otherwise eligible to office of City Physician who shall discharge the duties required of the City Physician; *provided*, that any such physician offered as a substitute shall be approved by the Hospital Committee before entering upon the performance of the duties of the office. Whenever there shall be elected more than one City Physician with one or more assistants the Hospital Committee of Council shall determine the respective duties of each, and can either divide the work among them by territory or by giving to each a specified class of work as in its discretion may be deemed best and all persons taking the office of City Physician or Assistant City Physician, shall take it subject to such action as said Hospital Committee may thereafter take under this section.

SEC. 109.—Time of Service.—Where there shall be elected one City Physician, the Mayor and Board of Aldermen, shall, before his election say by resolution whether said City Physician shall give his whole time to the discharge of the duties of his said office, if he shall be required to do so.

SEC. 110.—Bond of.—The City Physician or Assistant City Physician shall give bond as other officials of the city government and conform to the law applicable to other city officials.

SEC. 111.—May be Removed for Cause.—Refusal or neglect to perform the duties of the office of City Physician or Assistant City Physician shall subject the offender when such fact has been established before Council, to removal from office and loss of salary for the remainder of his term of office.

SEC. 112.—Shall Admit Patients to the Hospital. When.—It shall be the duty of the City Physician to admit into the hospital and attend to all indigent sick persons who are without house or home, and who are in absolute want of medical attention, and the necessaries of life, and are unable to provide them, and for whom no other provision is made, either by the county, state or by the government of the United States.

SEC. 113.—Smallpox. Duty as to.—Should smallpox make its appearance in the community, on his being notified of the fact, it shall be his duty to examine such case or cases, and if it prove to be smallpox, he shall immediately notify the Marshal, whose duty it shall be to have the person or persons moved to the hospital or he may have doubtful cases removed to a quarantine house until the disease has developed itself. If the disease should be in the neighborhood of the city and there be any danger of its being brought into it, he shall adopt such precautionary measures as he may consider necessary, and shall inform the Mayor of the same, who shall see that they are properly observed.

SEC. 114.—Visits to Hospital and Quarantine Stations. Office Hours.—He shall attend upon all persons needing medical attention, either in the hospital or quarantine, except such persons should desire some other physician. He shall appoint a time, not less than one hour each day when he will meet indigent sick who may need medical advice or medicine, and who are unable to procure it for themselves, and shall prescribe for and furnish them with such medicines as their cases may require.

SEC. 115.—Indigent Sick. Duties to.—He shall also visit such indigent sick in the city as are in absolute want of medical attention or medicine, and who are unable to procure them for themselves, and shall prescribe for and furnish them with such medicine as their cases may require. Whenever he has reason to doubt whether the person applying for advice or

medicine is entitled to receive them, he may refuse to furnish either, and refer such person to the Alderman of the ward in which they live, and he shall attend upon and furnish medicine in all cases where he may be directed to do so by the Alderman of any ward or the Council.

SEC. 116.—Medicines.—He shall take charge of such stock of medicine as shall be furnished him from time to time, upon his requisition by the Hospital Committee, and shall dispense the same or cause it to be done, without expense to the city. He shall keep a book to be called the “City Prescription Book” in which he shall copy all prescriptions compounded for the poor of the city or for patients in the city hospital, and shall give the name, age, sex, disease and residence of patients for whom the same is compounded, which said book shall be used as the vouchers for stock of medicines furnished by him.

SEC. 117.—Record to be Kept by.—He shall keep a register showing in separate columns the name, age, sex, disease, dates of admission, death or discharge of each patient in the city hospital which shall be submitted monthly to the inspection of the Hospital Committee.

SEC. 118.—Vaccine Matter to be Kept by.—He shall keep a stock of fresh vaccine matter on hand, which shall be furnished by the Hospital Committee and vaccinate free of charge all indigent persons who desire it, and shall generally make such suggestions and recommendations to Council as he may deem necessary for the preservation of the health of the city and the prevention of the spread of contagious diseases.

CHAPTER 10.

RECORDER.

SECTION 119.—Creating Office of Recorder.—A Recorder shall be elected by the Mayor and Board of Aldermen at the regular time of electing other city officials, every two years, as provided in the charter of said city. The salary of said Recorder shall be fixed in the same manner and at the same time that the salary of the Mayor is fixed; and that he shall perform all the duties of

Recorder of the City of Columbus as set forth in the charter and laws of the City of Columbus. All the powers and duties prescribed in said charter shall evolve upon said Recorder and he shall be subject to all the terms and conditions named in said charter.

CHAPTER 11.

SUPERINTENDENT OF PUBLIC WORKS.

SECTION 120.—Creating Office of Superintendent of Public Works and Defining His Duties.—A Superintendent of Public Works shall be elected every two years, at the same time that the other officers of the city are elected, said Superintendent of Public Works to hold office (except as otherwise provided hereinafter) for the term of two years or until his successor is elected and qualified.

SEC. 121.—Salary and Expenses.—Said Superintendent shall receive such salary as may be fixed by the Mayor and Board of Aldermen; in the event he should be required to keep a horse the city to feed his horse. His salary shall not be increased or diminished during the term for which he is elected; and such Superintendent, before entering upon his duties, shall take such oath in writing and make such bond as the Mayor and Board of Aldermen shall direct.

SEC. 122.—May be Discharged or Suspended.—The Mayor and Board of Aldermen shall have power to suspend, discharge, or remove from office said Superintendent of Public Works at any time for any neglect or failure to perform his duties or for any other cause whatsoever that may be deemed sufficient in the discretion of said Mayor and Board of Aldermen.

SEC. 123.—Salary Suspended on Discharge.—In the event of the discharge or removal from office of said Superintendent of Public Works as provided for in the foregoing section, his salary shall at once cease and determine immediately upon and from the time that he is notified in writing by the Mayor of his discharge or removal, and if said Superintendent of Public Works should be suspended from office for any time, his salary

shall cease and determine immediately upon and after he is notified in writing as aforesaid by the Mayor and during the time of his suspension, and until he is reinstated and re-enters upon the discharge of his duties. And it is hereby made the duty of the Mayor to so notify said Superintendent of Public Works of his discharge or suspension.

SEC. 124.—Qualifications. General Powers.—Any person shall be eligible to the office of Superintendent of Public Works who may receive a majority of the votes of the Mayor and Board of Aldermen. Under the direction of the Mayor and Committee on Streets and Sewers, the Superintendent of Public Works shall have general supervision over the streets, sewers, public ways and public buildings of said City of Columbus and shall have full charge and control of the entire working force of said city, consisting of laborers, mules, carts, tools, etc., or any portion thereof.

SEC. 125.—Entire Time Shall be Devoted to Duties.—The Superintendent of Public Works shall devote his whole time and attention to the duties of said office, as prescribed by said Committee and Mayor and Board of Aldermen. Said Superintendent of Public Works shall give his attention to the Sanitary Inspector and shall require said Inspector to furnish him with a full list, giving the names and wages of every laborer and sub-boss under them; and said Superintendent of Public Works shall require the Sanitary Inspector to keep a time table and said list of laborers and time table shall be approved weekly by said Superintendent of Public Works and by said Superintendent lodged with the City Treasurer, whose duty it shall be to settle with all employees of the city government. The Superintendent of Public Works, immediately upon entering upon his duties, shall prepare a table fixing the working hours of all laborers of the city and present the same to the Mayor and Board of Aldermen for approval. It shall further be the duty of the Superintendent of Public Works to see that the working hours, as approved by the Mayor and Board of Aldermen are strictly carried out and shall report to the Mayor and Board of Aldermen in writing any one who refuses to carry out said rules.

SEC. 126.—Under Direction of Mayor and Council and Street Committee.—The Superintendent of Public Works shall be under the general supervision and direction of the Mayor and Council and Committee on Streets and Sewers and he shall attend each regular meeting of Council and shall be directly accountable to the Mayor and Board of Aldermen and shall make all his reports through the Committee on Streets and Sewers monthly to the Mayor and Board of Aldermen. Said Superintendent of Public Works shall, at each regular meeting of Council, make a report to the Mayor and Board of Aldermen the names of all laborers who may have been discharged during the month preceding, and cause of discharge and shall perform all other duties that may be from time to time required of him by said Committee, or Mayor and Board of Aldermen.

CHAPTER 12.

GENERAL INSPECTOR.

SECTION 127.—Office Created. His Powers and Duties.—That the office of “General Inspector” for the City of Columbus be and the same is hereby created.

SEC. 128.—Election. Compensation. Term of Office. Oath.—That the Mayor and Board of Aldermen of the City of Columbus shall, as soon as they may deem advisable after the adoption of this ordinance, proceed to elect by ballot a “General Inspector” for the City of Columbus, who shall hold his office to and including the 31st day of December, 1914, and until his successor is elected and qualified and who shall receive such salary or compensation as the said Mayor and Board of Aldermen may fix by resolution or ordinance which said salary or compensation shall be fixed or determined before his election, and which shall not be increased or diminished during his term or stay in office for which he was elected; and the said person so elected shall before entering upon his duties take such oath in writing and make such bond for the faithful discharge of his duties as the Mayor and Board of Aldermen shall direct. He shall attend each meeting of Council.

SEC. 129.—Election of Successor. Term of.—That the successor to such General Inspector whose election is provided for in the preceding section shall be elected at the regular meeting of the Mayor and Board of Aldermen held in July, 1914, when other officers of the city are elected, and who shall hold office for the term of two years beginning January, 1915, and that regular elections for such General Inspector shall be held biennially, as other officers of the city are elected.

SEC. 130.—Discharge or Suspension of.—That the Mayor and Board of Aldermen shall have the right to suspend, discharge or remove said General Inspector at any time for neglect or failure to perform his duties or for any other cause that may be deemed sufficient or proper in the discretion of said Mayor and Board of Aldermen; and the salary or compensation shall cease immediately after such removal, suspension or discharge without notice to such officer.

SEC. 131.—Office May be Abolished.—That the Mayor and Board of Aldermen reserve the right and shall have the power and authority to abolish said office of General Inspector at any time or may decline to elect any such officer and leave said office vacant, for any term or portion thereof and in the event such office is abolished or said office left vacant, such officer then in office shall receive no other or further compensation or perform further service thereafter, or any duties pertaining thereto.

SEC. 132.—General Duties.—The duties of said General Inspector shall be to inspect and approve all electric wiring and plumbing and buildings that are now or that may hereafter be installed or constructed and to see that such is installed and constructed in accordance with the ordinances of the city, to supervise and check when required, the reading of all meters for measurement of water, gas or electric current consumed by the city and the inhabitants thereof, to inspect and verify the corrections when required, of all weights and measures of merchants and traders doing a business in said city, to keep on file in his office a full and complete record of all wiring done as well as all permits for building and construction; and shall make monthly reports to Council, giving full information

in condensed form of the work done by him, and under his supervision.

SEC. 133.—Prescribing Fees to be Charged for Inspection of Electric Wiring, Plumbing and Building, and Providing for the Collection of Same.—Certain fees as set forth below shall be collected by the Inspector from the owners of the property inspected and turned over to the City Treasurer. Until paid, the fees herein prescribed shall constitute a lien on the property inspected and may be collected in the same manner that taxes are collected under the general tax ordinance of the City of Columbus:

Electrical Inspection.

Minimum charge for 5 lights or less.....	\$.50
From 5 to 12 lights.....	.75
From 12 to 24 lights	1.00
From 24 to 36 lights	1.50
From 26 to 50 lights.....	2.00
For each additional 12 lights.....	.25
For fixtures (1 to 4) each.....	.25
For each additional fixture.....	.10
For each re-inspection, where job is condemned.....	1.00

Motors.

Minimum charge for 1 h. p. or less.....	\$.50
From 1 to 5 h. p.....	.75
From 5 to 15 h. p.....	1.00
For each additional 10 h. p., or portion thereof.....	.15
Heating units to be rated according to power consumed.	
Electric signs on streets (each).....	1.00

Building Inspections.

From \$500 to \$1,000.....	\$ 2.50
From \$1,000 to \$2,000.....	4.00
From \$2,000 to \$5,000.....	6.00
From \$5,000 to \$10,000.....	7.50
From \$10,000 to \$20,000.....	10.00
For each additional \$1,000.....	.25
For permit to use portion of park or street.....	15.00

Cost of cleaning up street to be charged against this deposit of \$15.00 and balance refunded.

Plumbing Inspections.

Roughing inspection	\$ 1.00
Sewer connection inspection	.50
Both inspections made at same trip to job.....	1.25
For fixtures installed (each)	.25
For final inspection and certificate of approval.....	1.00
For each re-inspection where job is condemned.....	1.00

SEC. 134.—Office at Court House.—That for the purpose of successfully performing the work and duties of such Inspector there shall be provided for said inspector a suitable office at the court house in said city either alone or in connection with others as may be provided by the Mayor and Board of Aldermen and said Inspector shall be required to designate at least two hours of each day of the week for office hours during which said hours said Inspector shall be at said office, unless called therefrom by work of emergency or other good causes.

SEC. 135.—Street Committee Shall Direct.—That said Inspector shall be under the general direction and control of the Street Committee of Council and in connection with the specific duties required of him as are enumerated and set forth in this chapter, he shall do and perform such other duties as may be required of him by Council and the Committee under whose supervision and direction he may be placed.

CHAPTER 13.

STREET OVERSEER.

SECTION 136.—Office Created. Discharge of.—A Street Overseer shall be appointed by the Committee on Streets and Sewers in conjunction with the Mayor as *ex-officio* member of said Committee and such Street Overseer shall be subject to discharge at any time in the discretion of said Committee.

SEC. 137.—Compensation.—The monthly compensation of said Street Overseer shall be suggested by said Committee and approved by the Mayor and Board of Aldermen.

SEC. 138.—Duties.—The duties of said Street Overseer shall be to superintend and direct the work of maintenance and repair of the streets and alleys and sewers of the City of Columbus, sweeping and sprinkling, maintenance of parks and when so directed by the Committee of Streets and Sewers, to assist the Superintendent of Public Works in works of construction and other works which are under the supervision of said Superintendent of Public Works. Also said Street Overseer shall super-

vises and direct the care and maintenance of the live stock and implements of the City of Columbus which are kept at the city stables, and shall perform such other duties as may be required of him coming under the department of Streets and Sewers.

CHAPTER 14.

HEALTH OFFICER.

SECTION 139.—Office Created. Term. Compensation. Oath. Bond.—The office of Health Officer shall be one of the offices of the City of Columbus. He shall be elected by the Mayor and Board of Aldermen of said city at the same time that the other officers of said city are elected, said officer to hold his office for the period of two years, or until his successor is elected and qualified. Said Health Officer shall receive such salary as may be fixed by the Mayor and Board of Aldermen of said city and the salary of such Health Officer shall not be increased nor diminished during the term of office for which he is elected; and the said officer shall before entering upon his duties, subscribe to an oath in writing to faithfully carry out the duties of his office and shall make such bond as the Mayor and Board of Aldermen may require. He shall attend each meeting of Council.

SEC. 140.—Qualifications. Discharge of.—No person shall be eligible to the office of Health Officer unless such person is a regular practitioner of medicine or a regular bacteriologist, pursuant to the laws of the State of Georgia. The Mayor and Board of Aldermen shall have the right to remove from office any person elected to the office of Health Officer at any time for any neglect or failure to perform the duties required of him and in the event of any such discharge or suspension from office the said Health Officer's salary shall cease, together with all other benefits accruing therefrom.

SEC. 141.—Under Supervision of Mayor and Board of Aldermen. Powers.—The said Health Officer shall be under the general supervision and direction of the Mayor and Board of

Aldermen or such committees as the Mayor and Board of Aldermen may direct. The Sanitary Inspector, City Physician, Clerk of Market, Police and all other officers shall report to said Health Officer all such matters coming to their attention as they may think demands his services.

SEC. 142.—General Duties.—It shall be the duty of said Health Officer to inspect or cause to be inspected by the employees of the city, all dairies, cows, utensils and apparatus used in distributing milk for sale in this city and shall look after and see that all milk supplied by persons engaged in the sale of milk is pure and to see that the same is distributed in a clean and sanitary way and that all laws, rules and regulations adopted by the Mayor and Board of Aldermen respecting the sale of milk in the city are carried out and complied with. Also to see that all laws, rules and regulations that are now in force or may hereafter be passed by the Mayor and Board of Aldermen, be enforced and complied with as pertaining to slaughter houses in the city or its police jurisdiction and as to inspection of meats, fruits, vegetables and all food stuffs and to look after the sanitary condition of all lots when required and the prevention of contagious diseases as far as possible.

CHAPTER 15.

HOSPITAL KEEPER.

SECTION 143.—General Duties.—The Hospital Keeper shall reside at the hospital, and it shall be his duty to keep the hospital and the grounds attached thereto, clean and in good order. He shall nurse and attend upon patients admitted to the hospital, and administer such medicines as may be prescribed. He shall provide such diet for the patients as the City Physician may direct or approve, and shall administer all medicines and remedies prescribed by said physician. He shall observe the ordinances of Council and all rules and regulations prescribed by the City Physician and Hospital Committee, and see that the same are properly enforced.

SEC. 144.—Salary. Compensation.—In case the Council should furnish provisions and hire a cook for the hospital, he shall superintend the preparation of food for the patients, and shall receive such salary as Council may allow; but if Council should require of him to provide provisions and have the same prepared, then he shall receive for his services such rate of board for the patients as Council may allow.

SEC. 145.—Custodian of Hospital Furniture and Supplies.—It shall be the duty of the City Hospital Keeper to take charge of all furniture and supplies belonging to the city hospital, and render a full account of the same to the Hospital Committee upon his retiring from office.

SEC. 146.—Duties at Hospital.—He shall keep in order the wards of the hospital, and attend to the washing of the bedding and clothing of patients, preserving cleanliness in both these respects. He shall go after and administer all medicines prescribed, and prepare such diets as shall be ordered by the City Physician.

SEC. 147.—Visitors to Hospital. Regulations.—He shall not admit visitors to the patients in the hospital, without the written permit or verbal consent of the City Physician; nor allow any patient to go outside of the inclosure of the hospital grounds, unless so ordered by the medical officer in charge.

SEC. 148.—Duties to Patients.—He shall notify the City Physician immediately of any sudden illness occurring among the patients, and shall exercise that kindly attention towards them due to the sick.

SEC. 149.—Reports to Medical Officer.—He shall report to the Medical Officer any misdemeanor among the patients, and any want of respect due them in their kindly ministrations.

SEC. 150.—Attention to Patients.—He shall furnish lights for the sick at night at his own expense, keep up necessary fires, and remove chambers from the room when patients are unable to go out to attend to the calls of nature.

SEC. 151.—Under Direction of City Physician.—He shall obey with due respect all orders given by the City Physician and treat him with becoming courtesy in his official intercourse.

SEC. 152.—Duty of the Patients.—It shall be the duty of patients to exercise a becoming regard for the wishes and feelings of the City Physician and Hospital Keeper, and to observe a strict decorum in their deportment. They must obey all instructions for their recovery, and remain within the hospital and its enclosure, until discharged by the medical attendant.

SEC. 153.—Discharged for Cause.—For any violation of the rules on the part of the Hospital Keeper or patients, they shall be held amenable to Council, and upon sufficient proof, be discharged from office and treatment.

CHAPTER 16.

CLERK OF MARKET.

SECTION 154.—General Duties.—It shall be the duty of the Clerk of Market to superintend the market during market hours; to collect and pay over monthly to the Treasurer all fees, fines and penalties accruing in his department; to condemn all unsound, impure and unwholesome provisions brought to market for sale, and to have them thrown into the river; to decide all disputes between the buyer and the seller; to regulate all weights and measures in the manner pointed out by the ordinances of Council; he shall have the market house swept clean, and the blocks and stalls therein cleaned every day, within two hours after the close of market; and he shall see that all ordinances of the city regulating the market are strictly observed and conformed to. It shall be his duty to have the market bell rung at least one minute at the opening and closing of market hours. He shall maintain good order and regularity in said market for which purpose he is hereby invested with all the power of a policeman; and he is furthermore authorized to call upon the Marshal or any policeman to aid and assist him.

SEC. 155.—To Require Gates to Stalls Kept Closed.—It shall be the duty of the Keeper of the Market to require the renter of each stall to close the gate to his stall before leaving the market.

SEC. 156.—Gates Broken. Penalty.—Any person or persons breaking a gate with a wagon or by ill use, shall be required to pay to the city the cost of repairs. Any person or persons violating this ordinance shall be fined in the sum of five dollars or imprisonment in the discretion of the Recorder.

CHAPTER 17.

SEXTONS.

SECTION 157.—General Duties. Reports.—It shall be the duty of the Sextons to superintend the digging of all graves and the burying of all dead bodies in the city. Upon being notified of a funeral he shall promptly and without delay make all necessary preparations and see that they are properly and punctually carried out. He shall keep a record of the owners of lots in the cemetery, and shall not allow any corpse to be buried on a private lot without authority from the owner. It shall be his special duty to see that all the rules, regulations and ordinances of Council in reference to the cemetery are properly enforced and shall report all violations of the same. He shall keep the walks and streets of the cemetery in good order, and shall report to Council when any repairs or other necessary work is needed upon any part of the same.

SEC. 158.—Records to be Kept.—He shall keep a regular book of records containing the names, ages and places of nativity and diseases of which they died, of all persons interred in the cemetery, and shall make monthly reports of the same to Council. He shall also keep a record of the number of the lot in which persons are interred, and if the bodies are removed to any other lot, shall make a record of the fact. This record shall be a large and substantial book and shall be turned over by each Sexton to his successor in office, and shall at all times be subject to the inspection of persons desiring to see the same. Said book shall be furnished at the expense of the city. He shall receive for all other services such fees as may be agreed upon by the parties.

SEC. 159.—Pauper Burial.—The Sexton shall not be allowed to bury any person or persons as paupers, unless approved by the City Physician and no coffins shall be furnished except on certificate of said officer.

SEC. 160.—Policeman's Powers.—He shall have full power of a policeman so far as relates to the cemetery and shall arrest any and all persons stealing flowers, shrubbery or any other kind of ornaments from or in any manner mutilating graves in the cemetery and report the same to the Mayor.

SEC. 161.—Fines in Mayor's Court.—The Recorder shall fine all parties convicted of either of the foregoing offenses in a sum of not less than twenty dollars; the Sexton to receive half of all fines collected from such persons as he may arrest and report.

SEC. 162.—Consolidating Office of Keeper of Exposition Park With the Office of Sexton of Riverdale Cemetery.—The office of Park Keeper at the Exposition Park is hereby consolidated and united with the office of Sexton of Riverdale Cemetery, and the Sexton of Riverdale Cemetery shall perform and discharge all the duties pertaining to the office of said Park Keeper and heretofore performed by said Park Keeper as well as the duties of Sexton of Riverdale Cemetery.

CHAPTER 18.

SANITARY INSPECTOR.

SECTION 163.—Sanitary Inspector. Office Created. His Duties. Term. Compensation, Etc.—The Mayor and Council shall, as provided by the City Charter, elect by ballot a Sanitary Inspector for the City of Columbus who shall hold his office except as otherwise hereinafter provided for the term of two years or until his successor is elected and qualified; he shall receive such salary as the Mayor and Council shall by ordinance fix, which salary shall be determined and fixed before his

election and shall not be increased nor diminished during his stay in office within the term for which he shall be elected.

SEC. 164.—Oath of.—Said Inspector shall, before entering upon his duties, take such oath in writing and make such bond as the Mayor and Council shall direct and said Mayor is hereby fully authorized to administer said oath.

SEC. 165.—Suspended or Discharged. When.—Said Mayor and Council shall have power to suspend, discharge or remove from office said Inspector at any time for any neglect or failure to perform his duties, or for any other cause whatsoever that may be deemed sufficient in the discretion of said Mayor and Council.

SEC. 166.—Salary Ceases on Suspension or Discharge.—In the event of the removal or discharge from office of said Inspector, as provided for in the foregoing section, his salary shall at once cease and determine, immediately upon and from the time that he is notified in writing by the Mayor of his discharge or removal. And if said Inspector should be suspended from office for any time his salary shall cease and determine upon and after he is notified in writing as aforesaid by the Mayor, for and during the time of his suspension, and until he is reinstated and re-enters upon the discharge of his duties, and it is hereby made the duty of the Mayor so to notify said Inspector of his discharge or suspension.

SEC. 167.—Office May be Declared Vacant.—Said office of Sanitary Inspector may be filled or left vacant for any year or any portion of any year, in the discretion of said Mayor and Council.

SEC. 168.—General Duties.—The duties of said Sanitary Inspector shall be to inspect all lots, yards, alleys and public ways of the city, and to see that they are kept clean, well-drained, and in a proper sanitary condition. He shall have special charge of the garbage and scavenger carts and other vehicles of the city; *provided, however*, that all carts and mules of said department are subject to the call of the Superintendent of Public Works; and shall see that all filth, trash, offal, dead animals and all

other refuse matter and everything injurious to the public health is promptly removed therefrom and properly disinfected. It shall be his duty from time to time and as often as may be necessary, to inspect every lot within the city and to notify the owner, occupant or other person in charge thereof, of any nuisance or of any matter thereon calculated to injure the public health and to direct the prompt removal of same. He shall report to the Mayor for his action, the owner, occupant or person in charge of any lot, who fails or refuses within twenty-four hours after notice to remove therefrom any nuisance or matter calculated to injure the public health.

SEC. 169.—May Enter on Private Property.—In cases of such failure or refusal on the part of the owner, occupant or person in charge, the Sanitary Inspector is hereby authorized to enter upon the premises and place the same in a sanitary condition.

SEC. 170.—Cost to be Borne by Owners.—All costs incurred by said Sanitary Department under the provisions of this chapter shall be defrayed by the owners of such property which is so cleaned and it shall be the duty of the Sanitary Inspector to certify to the Clerk of the City Council an itemized bill of all materials used and work done by him and the costs thereof and the name of the owner of the property, and said Clerk shall issue execution for all the costs so incurred against such owner, which execution shall be collected as other executions in favor of the City of Columbus.

SEC. 171.—Inspection of Meats and Vegetables. Seizure of Impure Foods.—It shall be the duty of said Sanitary Inspector to inspect daily the meat, fish, sausage, vegetables and other articles of food offered for sale at the city markets, and to promptly condemn and seize any such articles of food as may be found tainted or unfit for food, and to report the person or persons so offering for sale any such article to the Health Officer, and he shall make a like seizure and report when any such tainted or unfit articles of food come under his observation when offered for sale in wagons or elsewhere in said city.

SEC. 172.—Sugar, Flour, Groceries Inspected. When.—It shall be the duty of said Inspector at any time upon order from the Mayor, to inspect sugar, flour, meal and other groceries offered for sale in the stores of said city, and to report any unwholesome adulteration of the same in writing to the next meeting of said Mayor and Council.

SEC. 173.—Old Clothing to be Inspected.—It shall also be the duty of said Inspector to carefully inspect all second hand clothing exposed or offered for sale by any person or persons within the corporate limits of Columbus and to see that said clothing is accompanied by the proper certificate from the proper sanitary officers, as prescribed by the Acts of the Georgia Legislature, and approved October 15, 1885—(1884-5, p. 137) and to promptly report any neglect or failure to comply with the requirements of said Act, such report to be made in writing to the Mayor.

SEC. 174.—To Enforce Sanitary Laws and Ordinances.—It shall be the duty of said Inspector to see that all sanitary ordinances of the City of Columbus now of force or that may hereafter be adopted, are strictly enforced and fully complied with, and he shall perform all other duties that may be required of him by the said Mayor and Council and by the Board of Health of the City of Columbus.

SEC. 175.—Monthly Reports.—The said Sanitary Inspector shall make a monthly report in writing to each regular monthly meeting of said Mayor and Council, setting forth his actings and doings and the sanitary condition of the city.

SEC. 176.—Under Supervision of Mayor and Board of Health.—Said Inspector shall be under the immediate supervision and control of the Mayor and Board of Health of the city. He shall act under the direction of the said Mayor and Board of Health, shall receive his orders from, and make his reports directly to them, and shall report to said Mayor and Board of Health in writing, on any subject or matter connected with his office when required to do so by said Mayor and Board of Health, and as often as they may direct.

CHAPTER 19.

PORT WARDENS.—WHARF.

SECTION 177.—Election of. Qualifications.—There shall be elected by the Mayor and Council at the same time other officers are elected by the Mayor and Council, or as soon thereafter as convenient, five competent persons, to act as Port Wardens of the city.

SEC. 178.—Duties.—It shall be the duty of the Port Wardens, whenever called upon, to make a survey or surveys upon any steamboat, box or barge or any other water-craft navigating the Chattahoochee River, and also of all goods, wares, and merchandise which are alleged to have been damaged or injured upon any such steamboat, box or barge or other water-craft, and furnish such person so applying with a certificate of such survey signed by them as Port Wardens.

SEC. 179.—Records. Powers. Oath.—Said Port Wardens shall keep a complete record of all surveys made by them and all their action had therein; and said record shall be kept by the Clerk of Council in the Council Chamber, and shall be open for inspection at all times, by any and every person interested therein; and whenever required to do so, said Port Wardens shall furnish a certified copy of said record. A majority of said Port Wardens shall be sufficient to constitute a Board for the transaction of business. Before entering upon the discharge of their duties, the said Port Wardens shall take the following oath in the presence of the Mayor, "I do solemnly swear (or affirm) that I will make a true and just survey of all and every article or thing, when called upon to do so, and shall assess the damages at a true and fair valuation; and that I will, whenever required, furnish a correct certificate of each survey made by me. So help me God."

SEC. 180.—Fees of.—The fees of Port Wardens shall be:

For surveying a steamboat.....	\$5.00
For surveying a barge.....	1.00
For surveying a box or other craft.....	1.00
For surveying damaged goods, each survey.....	6.00
For each certified copy of survey.....	1.00

SEC. 181.—Power Over Wharf.—Any person failing or refusing to remove any article or thing deposited upon the wharf, within a reasonable length of time after being notified to do so by the wharfinger, shall be fined \$20.00 and the wharfinger may cause the same to be removed and stored at some secure place at the expense of the owner of the same.

SEC. 182.—Drays at Wharf. Regulations.—All drays, carts or wagons working or hauling to or from the wharf shall be regulated in their positions by the wharfinger, and for failing or refusing to obey such regulations, the owner or driver thereof may be fined twenty dollars; *provided*, the Recorder may remit the penalty if he should be of the opinion that such regulation was necessary, or the party was not allowed an equal and fair privilege on the wharf with other persons.

SEC. 183.—Port Dues.—Port dues every twenty-four hours on steamboat, \$5.00; port dues every twenty-four hours on barge, \$1.00; port dues every twenty-four hours on box, \$1.00; port dues on steamboat during the months of July, August and September for each landing, \$5.00; *provided*, that steamboats making pleasure excursions be exempt from port dues for such trips.

CHAPTER 20.

BOARD OF HEALTH.

SECTION 184.—Board of Health. Their Powers, Number and Qualifications.—(a) There shall be at the time of the election of other officers of said city appointed by the Mayor and Council, eight citizens, who shall be physicians, if possible, who shall constitute a Board of Health, and who shall go into office immediately upon election, and hold office for two years from election, or until their successors are elected and qualified, and shall have the right to elect a chairman. The City Physician and Health Officer shall be *ex-officio* members. The Board shall have the services of the Clerk of Council when required, and keep a journal of their proceedings which may at all times be examined by the Mayor and Council.

SEC. 185.—General Duties.—The members of the Board shall inspect their wards carefully twice each month, from May till November, and once a month for the balance of the year, visiting all localities suspected of being unhealthy or exposed to disease. They shall suggest to the Mayor and Council such measures as they think fit to preserve the health of the city, and especially to prevent the introduction and spread of contagious and infectious diseases, and prevent or regulate business or callings prejudicial to the public health and comfort. They shall also consider and report upon all such matters as shall be referred to them by the Mayor and Council, and make monthly reports of their proceedings.

SEC. 186.—Powers and Authority. Reports by.—The members of this Board are hereby invested with public authority in the performance of their duties. They may require deleterious or offensive matter, wherever found to be removed beyond the limits of the city; and they may require yards, cellars and premises when they think it important to the health of the neighborhood, to be cleaned and limed by the occupant, and if unoccupied, by the owner of such premises. They shall report to the Recorder's Court, through the Clerk, all offenses against the health of the city, and all persons who fail, after five days' notice, written or verbal, to remove deleterious matter, or to clean and lime their premises, shall be fined at the discretion of the Recorder, not less than five nor more than twenty dollars, unless the Recorder is notified of the inability of the parties to comply with the orders of the Board of Health.

SEC. 187.—Health Regulations. Ashes. Garbage. Penalty.—No person shall deposit or cause to be deposited in any street, public or private alley, any filth, garbage, ashes, rubbish or any such thing, under the penalty of being fined not less than five nor more than twenty dollars, and each day any such deposit remains shall be a distinct offense.

SEC. 188.—Hog Pens.—No hog or pig shall be kept on any lot where the Board of Health shall consider the presence of such hogs or pigs deleterious or offensive to the neighborhood. Any person violating the requirements of this section, shall pay a fine

of not less than one nor more than ten dollars, and such hogs or pigs shall be forfeited to the city.

SEC. 189.—Board May Employ the Street Overseer and Street Hands.—Whenever in the opinion of the Board, it shall be necessary the Board may require the services of the Street Overseer, carts and hands, to clean particular localities and may make requisitions on the city for lime to be distributed in such localities.

SEC. 190.—Residents to Keep Premises Clean.—The occupant of any house or lot shall cause all garbage and decayed or refuse offensive matter to be put in boxes or barrels in the most convenient place on such lot for removal, under a penalty of a fine of not less than one nor more than ten dollars. The Mayor and Council shall appoint the way in which such removal shall be made, and the day or days upon which the Sanitary Inspector and city carts shall remove the contents of said boxes or barrels.

SEC. 191.—Nuisances to be Reported to Board.—Whenever any citizen shall report, in writing, to the Board of Health, the existence in his neighborhood, of any nuisance or anything in violation of this chapter, they shall be required to take immediate cognizance of it and apply the remedy, as provided in this chapter.

SEC. 192.—No Compensation.—The members of the Board of Health shall have no salary.

CHAPTER 21.

COMMITTEE ON SANITATION.—SPECIAL DUTIES.

SECTION 193.—Defining Duties of Committee on Sanitation.—The duties of the Committee on Sanitation shall be as follows:

1. To see that all lots, yards, streets, alleys and public ways of the city are kept clean, well-drained and in proper sanitary condition; to supervise the work of the garbage and scavenger carts, and other vehicles of the city used for sanitary purposes; and to see that all filth, offal, dead animals and all other refuse

matter, and everything injurious to the public health be promptly removed from said city by the Sanitary Inspector, and that said city be kept from all things that may be injurious to public health.

2. It shall be their duty to require the Sanitary Inspector as often as may be necessary to inspect every lot within the city, and to notify the owner, occupant, or person in charge thereof of any nuisance, or of any matter thereon calculated to injure the public health, and to require said Sanitary Inspector to notify the owner, occupant or person in charge of said lot to remove therefrom all matter that may be deemed injurious to the public health.

3. The said Committee shall also require the Sanitary Inspector to supervise all articles offered for sale at the city markets and whenever necessary said Committee is hereby authorized through its Sanitary Inspector to see that all articles of food that may be found tainted or unfit for use, shall be condemned and removed from the market by said Sanitary Inspector.

4. It shall be their duty to see that all sanitary ordinances of the City of Columbus that are now of force, or that hereafter may be adopted are strictly enforced and fully complied with by the citizens, and that all duties required of the Sanitary Inspector shall be done and performed by him.

5. It shall be their duty to see that all carts, vehicles and live stock used by the city in sanitary work are preserved and kept in sound condition, and to report all accounts for work done, and all expenses incurred by the Sanitary Inspector and others in carrying out all ordinances passed for sanitary purposes.

6. Said Committee shall make monthly reports of their acts and doings in the premises as well as full and accurate reports of the sanitary condition of the City of Columbus and also to require as often as they may deem necessary, full reports from the Sanitary Inspector touching all matters connected with the sanitary department of the city.

7. Said Committee shall have immediate supervision and control of the Sanitary Inspector, who shall at all times, act under

the direction of said Committee, and shall make all reports to them on any subject or matter connected with his office, when required to do so by said Committee.

8. Said Committee shall have entire control of all carts, vehicles and live stock used by the city in sanitary work; and whenever in their judgment, more carts, vehicles or live stock are needed for sanitary work, said Committee shall report the same to Council.

9. Said Committee shall confer as often as may be necessary with the Board of Health of said city and shall unite with said Board of Health in preserving the good health of the city, and shall use all proper means which their own judgment as well as that of the Board of Health shall suggest for the purpose of preserving the health of the city.

10. Said Committee shall supervise all plumbing, relative to sewers and house connections, enforce quarantine regulations and see to and enforce the proper drainage of lots in the City of Columbus.

11. Said Committee, whenever in their judgment the same is necessary, shall have all sewers in said city properly flushed, and report the same to the next regular meeting of the Council.

CHAPTER 22.

BOARD OF TRUSTEES OF PUBLIC SCHOOLS.

SECTION 194.—Mayor Shall be Ex-Officio Member of Board of Trustees of Public Schools.—The Mayor of the City of Columbus shall be and he is hereby made an *ex-officio* member of the Board of Trustees of the Public Schools of the City of Columbus, and said Mayor shall by virtue of his office as Mayor, be a member of said Board of Trustees of the Public Schools, and shall exercise all the rights, power and duties as such.

SEC. 195.—Number. Terms. Qualifications. Elections.—In order not to increase the number of Trustees of said Board of Trustees of the Public Schools by the addition of the Mayor of said city as an *ex-officio* member thereof, beyond the present number of eleven and in order to provide for the several vacan-

cies which will occur in the Board of Trustees and to provide that such vacancies as they occur may be so managed as to have two vacancies occur in the membership of said Board in each year, so that the term of office of each member will be five years and two of such members to be elected each year. At the regular meeting of the Mayor and Board of Aldermen to be held in July, 1909, one Trustee shall be elected, whose term of office will expire in July, 1912, and the Mayor and Board of Aldermen at its regular meeting to be held on the first Tuesday in July, 1910, shall elect two Trustees to fill the vacancies which will occur in the present Board at that time and that likewise the Mayor and Board of Aldermen at the regular July meeting, 1911, shall elect two Trustees to fill the vacancies which shall occur in the present Board at that time, and at the regular meeting of the Mayor and Board of Aldermen to be held on the first Wednesday in July, 1912, shall elect four Trustees to fill the vacancies of the members of the present Board whose terms of office expire at that time, two of which said members to be then elected shall be elected for a term of two years and the other two shall be elected for a term of five years; so that the Board of Trustees of the Public Schools of the City of Columbus shall be managed and controlled by eleven persons, one of whom shall be the Mayor of said city who shall be *ex-officio* member and ten other white, male citizens of said city who are eligible to registration to vote for Mayor and Aldermen of said city, whose term of office shall be each five years, so that two vacancies on said Board shall occur each year.

No Alderman of the City of Columbus shall be eligible to hold the office of Trustee of the Public Schools of said city.

CHAPTER 23.

BUREAU OF VITAL STATISTICS.

SECTION 196.—Creating Bureau of Vital Statistics. Clerk of Council Registrar.—The Clerk of Council shall be the Registrar of Vital Statistics for the City of Columbus.

SEC. 197.—Subject Matter for Statistics.—Every physician, coucheur and midwife or other person, who shall attend, assist or advise the birth of any child or children, within the corporate limits of the City of Columbus, shall report to the Registrar of Vital Statistics within six days thereafter, stating distinctly the date of birth, sex, and color of such child, or children born; its or their physical condition, whether stillborn or not, and the full name of such child or children if known; and the full name, nativity and residence of the parents of such child or children.

SEC. 198.—Deaths. Records and Reports of Physicians.—When the death of any person occurs within the corporate limits of the City of Columbus, the attending physician or midwife, if any, shall report such death to the Registrar of Vital Statistics, within six days, stating plainly the name, sex, age, nativity, last place of residence, date of death, cause of death, and when and where buried, and the name and residence of the attending physician or midwife, if any; and when the death of any person occurs in said city without the attendance of a physician or midwife it shall be the duty of any witness to said death or person having knowledge thereof, to report said death to the Registrar of Vital Statistics, together with all the facts in his or her knowledge as above set forth.

SEC. 199.—Sextons to Make Monthly Reports of Deaths.—It shall be the duty of the City Sextons to make monthly reports of all persons interred in the city cemeteries to the Registrar of Vital Statistics, showing plainly the name and age, date of death, date of burial, last place of residence and cause of death. He shall also state in said report the number of the lot in which persons are interred, and if the bodies are removed to any other lot he shall report such removal and give the number of the lot or place to which it is removed.

SEC. 200.—Registrar to Keep Records.—The Registrar of Vital Statistics shall keep a correct record in a well-bound book, of all the births reported to him, showing date of birth, sex and color of child, whether stillborn or not, full name of child if known; and showing full name, nativity and residence of the parents of said child or children. And he shall also keep a correct record of

all deaths and interments reported to him, showing the name, sex, age, nativity, place of residence, date of birth, cause of death, name and residence of attending physician or midwife, and the person who made the report and the date said report was made; the date of burial, number of cemetery lot where interred, and if a body is removed to another lot or from the cemetery, he shall keep a record of the fact and the number of the lot or the name of the place removed to; and he shall record such other facts as will, in his judgment, assist in the correctness and clearness of these statistics; said book to be kept in the office of the Clerk of Council.

SEC. 201.—Deaths to be Reported to Clerk by Relatives and Obtain Burial Permits. Penalty.—Before an interment can be made in the city cemeteries it shall be the duty of the relatives, or person desiring to make such interment to report such death to the Clerk of Council, together with a certificate of the attending physician or other satisfactory evidence of the cause of death of such deceased person, and when such evidence is produced it shall be the duty of said Clerk to issue a permit to bury such deceased in the city cemetery; such permit to be addressed to the City Sexton, to state the cause of death and name of attending physician, date of death and name of deceased person and such permit to be returned by said Sexton. Any person who shall violate the provisions of this chapter shall on conviction before the Recorder be punished by fine not exceeding fifty dollars, or confinement not exceeding thirty days, in the discretion of the Recorder.

CHAPTER 24.

FIRE DEPARTMENT.

SECTION 202.—Fire Department. Who to Compose.—The Fire Department of the city shall consist of all the members of the regularly organized fire companies in the city.

SEC. 203.—Election of the Chief.—The Mayor and Board of Aldermen of the City of Columbus shall elect a Chief of the Fire

Department at the same time other officers are elected by them, as provided in the Charter of the City of Columbus.

SEC. 204.—Assistant Chief. Election of.—There shall be one Assistant to the Chief of the Fire Department, elected by the Mayor and Board of Aldermen as other officers are elected.

SEC. 205.—Chief to Devote Entire Time to Duties.—The Chief of the Fire Department shall devote his entire time to the discharge of the duties of his office.

SEC. 206.—Companies Have Care of Equipment.—All fire companies shall be empowered to take charge and have the care and management of their respective engines, hose, ladders, hooks and other apparatus for extinguishing fires, that now belong to or hereafter may be provided by the Mayor and Council, as long as such companies may exist.

SEC. 207.—General Duties of Chief.—The Chief of the Fire Department shall make frequent examinations of all fire plugs, hydrants or cisterns used or likely to be used, for fire purposes, and whenever he finds any of the same not to be in a proper or fit condition for effective use in case of fire, he shall at once notify the Mayor and shall also notify any person, firm or officer or agent of any corporation owning, controlling or operating any such hydrant or fire plug for which the city is paying rental, to repair the same or to put the same in proper condition to be effective for fire purposes at once.

SEC. 208.—Chief. General Control Over Equipment. Command.—The Chief of the Fire Department shall have general control and supervision of all of the equipment and of all of the members of the Fire Department, and he shall be responsible to the Mayor and Board of Aldermen for the condition and efficiency of the same, and shall be in full command of all firemen, regular or volunteer.

SEC. 209.—Chief's Duty as to Fire Alarm System.—It shall be the duty of the Chief of the Fire Department to keep in thorough repair and in good working order the fire alarm telegraph system, its poles, wires, batteries, boxes, gauges, bell, striker and other apparatus of the city.

ARTICLE III.

ELECTIONS.—RULES GOVERNING.

ARTICLE III.

CHAPTER 25.

GENERAL ELECTIONS.

SECTION 210.—General Elections for City Officers.—All elections for Mayor and Board of Aldermen elected by the people shall be held at the court house in this city, by the general ticket system, until otherwise changed.

GENERAL AND SPECIAL ELECTIONS.

SEC. 210.—(a.)—Voting Booths. Secret Ballot. Marshal's Duty. Managers Prepare Ballot. When.—In all general and special elections held in the City of Columbus, wherein the qualified voters of said city vote, there shall be erected at all the polling places, where ballots are received, a booth or booths, each of sufficient size to accommodate one voter at a time, and so constructed that the voter in preparing his ballot to be voted at said election, shall be screened from observation by any and all persons.

Marshal's Duty.—It shall be the duty of the Marshal of said city to see that a sufficient number of booths shall be erected and constructed at each and all polling places for all elections held in said city before the hour of election shall have arrived, and all voters in such elections are hereby required to enter the compartment or booth so erected for the purpose of preparing and casting his ballot in said election, said booths to be constructed so as to admit of easy approach and access to the ballot box or boxes where the ballot of such voters shall be deposited, the cost of erecting and installing said booths to be paid for from any funds in the hands of the Treasurer upon order of the Mayor, that are available for that purpose.

Votes. How Cast.—Only one voter shall be admitted to a booth at the same time, and no person shall be allowed inside of a booth or compartment until said voter shall have prepared and cast his ballot, which he shall do as speedily as the same can be done, in order to permit other voters to enter for the same purpose; *provided*, that any voter may request a manager of the election to prepare his ballot for him.

Guard Rails About Booths.—Each and all of said compartments or booths shall be protected by gates or guard rails, within which limits no unauthorized persons shall be permitted to come while said election is in progress.

SEC. 211.—Such elections shall be held under the superintendence of managers to be appointed by Council. If for any reason, either or all such managers should fail to serve, the Mayor shall appoint others in their stead.

SEC. 212.—It shall be the duty of the managers of elections, before receiving any ballots to take and subscribe to the oath prescribed by Council. They shall cause each person who offers to vote, and whose vote may be challenged, or who they have reason to suspect is not entitled to vote, to take the oath prescribed by law in such cases, and any person refusing to take such oath, shall not be allowed to vote; *provided*, that the person whose vote may be challenged shall be known to the managers to be entitled to vote, then the person challenging such voter shall be required to state the grounds of such challenge, and if it appears reasonable, then the oath shall be administered; and in all cases where the voter shall take the oath, he shall be marked upon the list as "sworn."

SEC. 213.—The managers shall cause at least two lists of voters to be kept, and for this purpose may appoint two or more clerks. Each ticket shall be numbered before being placed in the box, and no ticket shall be taken from the box after being placed therein, for any reason.

SEC. 214.—As soon as the polls are closed, the managers shall proceed to count out the votes and shall cause the clerks to keep at least two tally sheets. If the election is for any officer to be elected by the whole city, the managers of each

If the contest shall be for the office of Mayor, or Alderman of any ward, then the Mayor or Alderman of that ward in office, shall retain their offices until the contest is decided, and their successors qualified.

SEC. 219.—Council shall proceed to hear and determine such contested elections at as early a day as practicable and shall cause a written notice to be given to the party whose election is contested three days prior to the time of trial, but no contest shall be entertained in any case when it shall appear that the ballot-box has been illegally opened, except upon the clearest proof that the person contesting said election was in no way privy to such illegal opening.

CHAPTER 27.

CONDUCT AT ELECTIONS.

SECTION 220.—Officers Shall Not Solicit Votes. Penalty. Removal.—Any officer of the government of the City of Columbus, or employee of the City of Columbus, who shall at any election of the Mayor and Aldermen, or Aldermen, personally solicit votes on the day of the election for any given candidate, or candidates, for office, or who on the day of such election shall attempt to prevent any person from voting for the candidate of his choice; or who shall use any abusive language to any candidate on the day of the election, shall be deemed guilty of conduct unbecoming an officer, or employee of the government of the City of Columbus, and upon conviction therefor, in the Recorder's Court and upon said conviction being certified to the Mayor and Board of Aldermen by the Recorder, such officer or employee so found guilty of such offense shall be removed from office by said Mayor and Board of Aldermen of the City of Columbus, and said office shall be declared vacant and said officer or employee so removed shall forfeit the salary attached to said office for the balance of the term of the same.

CHAPTER 28.

REGISTRATIONS.

SECTION 221.—Prescribing Registration Oath and Providing Penalty for Illegally Offering to Register and for Illegal Registering and for Correcting Registration List and for Preparing Registration List.—(a.) No person shall be allowed to register as a voter in the City of Columbus until he shall have first taken and subscribed to the following oath, to be administered by the Clerk of Council or other person who may be acting as registrar under the direction of Council, to-wit: “I solemnly swear or affirm that I am a citizen of the United States; that I am twenty-one years of age or will be on the second Saturday of December of this current year; that on the second Saturday of December of this current year (the day of the annual election for Mayor and Alderman or Aldermen) I will have resided twelve months in the State of Georgia, six months in the County of Muscogee, and thirty days in the City of Columbus, immediately preceding said day of election, and that I have paid all city taxes required of me, including city taxes since the adoption of the present constitution of this State, and which I have had an opportunity of paying agreeably to law, except for this year, and I am entitled to register.”

(b.) The Clerk of Council or other person acting as registrar by appointment of Council shall require each and every person offering for registration to take and subscribe to the foregoing oath before allowing such person to register.

(c.) All registration shall be done in person and not by proxy.

(d.) Any person who shall illegally offer to register, who shall knowingly not be legally entitled to register at the time such offer is made, shall be fined not less than five nor more than fifty dollars or be sentenced to hard labor upon the public works for not less than thirty days, either or both, in the discretion of the Recorder.

(e.) If the Chief of Police or any member of the police force of the City of Columbus has reason to suspect that any person

has sworn falsely in taking the foregoing oath, then said Chief of Police or such member of the police force shall proceed to prosecute such person for such offense as provided in the Charter of the City of Columbus.

(f.) The Clerk or officer or other person appointed registrar, shall register the name of each applicant for registration who shall have taken the foregoing oath, expressing in said registry his name, age, occupation, color, ward in which he resides, and street number or approximate street number of residence and length of residence in the city immediately preceding registration.

(g.) It shall be the duty of the Clerk or other person appointed registrar by Council, immediately after closing the list of registered voters, to arrange an alphabetical list of said registered voters, designating the ward in which they reside at the time of their registry, and shall, within five days after said list is closed, publish in the newspaper in which the proceedings of Council are published or in hand-bill form if so ordered by the Mayor and Board of Aldermen, a full and complete list of the registered names, and to furnish said list to the Mayor and Board of Aldermen and make such distribution of the same as may be ordered by the Mayor and Board of Aldermen.

(h.) When said list is furnished to the Mayor and Board of Aldermen as aforesaid, then should the Clerk, or other person acting as registrar, or any other person, have cause to believe that any name or names on said list are not legally entitled to be on the same, then such person shall make complaint in writing to Council of the same; and thereupon the Mayor and Board of Aldermen shall proceed before or after any election is held under such registration to hear evidence in support of such complaint and in support of the legality of such registration; and should it be found that any name or names have been illegally entered on said registration list, then and in that event the Mayor and Board of Aldermen shall direct the Chief of Police to prosecute any person or persons whose names shall have been found to be illegally entered on said registration list, for false swearing as provided in the Charter of the City of Columbus.

(i.) It shall be the duty of the Clerk of Council to furnish to the managers presiding at the election of Mayor and Board of Aldermen and at every election ordered by the Mayor and Board of Aldermen of the City of Columbus, at or before the opening of the polls or places of voting in said city to be referred to by them in ascertaining the eligibility of voters, a complete list of all the names arranged in alphabetical order, which shall have been registered according to the provisions of this Section showing the age, occupation, color, ward and street number or approximate street number or residence at the time of registration of every person whose name is so registered (being a copy of last registry) certified under the hand of the said Clerk and the corporate seal of the City of Columbus, which list shall be kept before said managers in the several places of voting during such election and when such election is over it shall be deposited in the office of said Clerk of Council to be safely kept by him.

ARTICLE IV.

THE PUBLIC REVENUE—TAXATION—SPECIAL
TAXES—THE PUBLIC DEBT.

ARTICLE IV.

CHAPTER 29.

GENERAL TAX LAWS.

SECTION 222.—Tax Assessors. Their Duties and Compensation.—At the same time other officers are elected, the Mayor and Council shall elect three proper persons to assess the value of real estate in the city. The City Assessors shall receive such compensation as may be voted by Council and it shall be their duty to view and assess each parcel of real estate in this city subject to taxation, and to make a true return of such assessment by the first day of February following. Before entering upon the discharge of their duties they shall take an oath to faithfully perform their duties and shall certify their return to be true.

SEC. 223.—Tax Assessors. Appeals from Decisions.—Any person or persons who may desire to appeal from the assessment made upon their property by the City Assessors, shall by the first day of June following such assessment make oath before some officer authorized to administer an oath, that the assessed value of the whole of his or her or their real estate is comparatively greater than the assessed taxable value of other real estate in the same vicinity. After such oath has been made and filed with the Clerk of Council, the same shall, at the next meeting of Council, be referred to the Finance Committee, who shall, at such time as they may designate, not exceeding sixty days from the filing of said affidavits, proceed to hear testimony as to the facts, and may make such alteration as in their judgment may be necessary to equalize relatively the assessment complained of.

SEC. 224.—Tax Digest. Duty of Finance Committee.—It shall be the duty of the Finance Committee upon the return of the

Assessors to proceed forthwith to prepare and lay before Council a tax digest for the year, which said digest shall be prepared and acted upon by the middle of February or as soon thereafter as practicable. As soon as said digest is completed, it shall be the duty of the Marshal to proceed at once to receive the return of taxable property in this city and he shall keep the books open for such purpose at such place as he may select, until the first of May, when said books shall be closed and the parties who have failed to make return shall be declared defaulters.

SEC. 225.—Taxes. Duties of Marshal and Treasurer.—As soon as the books are closed, the Marshal shall report to Council the amount of property returned, and of the taxes due upon the same according to the tax digest and shall turn over said books to the City Treasurer. The Marshal shall, also, from the former books and such other sources as he may discover, make out a list of the defaulters with the estimated value of their property and amount of taxes due upon the same, and report the same to Council, which said list shall be turned over to the Treasurer.

SEC. 226.—Executions for.—All executions shall be issued by the Clerk of Council and directed to the Marshal of the city. Executions shall be levied forthwith by the Marshal and after making levy he shall advertise the same as provided by law.

SEC. 227.—Oath of Tax Payer.—The following oath shall be administered to all tax payers making returns of their property by the Marshal, who is hereby authorized to administer the same: "I do solemnly swear (or affirm) that the account which I now give is a just and true account of all the taxable property which I was possessed of, held or claimed within the corporate limits of the City of Columbus on the first day of January in the present year; or was interested in or entitled to, either in my own right or in the right of any other person or persons whatever, as parent, guardian, executor, administrator, agent or trustee, or in any other manner, according to the best of my knowledge, information and belief. So help me God."

SEC. 228.—Taxes. Reductions. Petitions for.—All petitions for a reduction of assessments on the assessed value of real

estate shall be made to Council in proper form by the first day of June in each year. All persons failing to make their petitions in due form and by the time stated, are debarred from any reduction of the value as returned by the Assessors.

CHAPTER 30.

BONDED DEBT.

SECTION 229.—The existing valid outstanding bonded debt of the City of Columbus, bonds for which have been heretofore issued, are hereby declared valid and subsisting debts of the city and shall be met and paid according to their tenor and effect and in accordance with the provisions of the ordinances heretofore enacted under which the same were issued, all of which said ordinances shall be as binding and effective as if included and incorporated in this Code and no part of any of said ordinances are repealed.

SEC. 230.—A list of the outstanding bonds of the City of Columbus are herein given, and are valid debts of the city, less such amounts as have already been paid:

BONDED DEBT OF THE CITY OF COLUMBUS, GA., APRIL 1, 1914.

All bonds and coupons are payable at the office of the City Treasurer.

Due January, 1927, $4\frac{1}{2}$ per cent.....	\$55,000.00	
Due January, 1928, $4\frac{1}{2}$ per cent.....	50,000.00—	\$105,000.00
Due January, 1931, $3\frac{1}{2}$ per cent.....		49,000.00
Due January, 1935, 4 per cent.....		38,500.00
Due October, 1913 to 1924, 4 per cent. city improvement bonds, due \$2,000.00 each October		24,000.00
January, 1939, $4\frac{1}{2}$ per cent. refunding bonds		250,000.00
July, 1940, $4\frac{1}{2}$ per cent. lower bridge bonds		100,000.00
July, 1942, 5 per cent. lower bridge bonds		50,000.00
Hospital bonds, due February 15, 1944..		60,000.00
Waterworks bonds, due annually.....		450,000.00

In January, 1897, were issued \$55,000.00 $4\frac{1}{2}$ per cent. bonds, due 1927, to refund bonds due 1896 and 1897.

In January, 1898, were issued \$50,000.00 $4\frac{1}{2}$ per cent. bonds, due in 1928, to refund bonds due in 1898, 1899 and 1900.

In January, 1901, were issued \$49,000.00 $3\frac{1}{2}$ per cent. gold bonds, due January, 1931, to refund bonds due in 1901, 1902, 1903 and 1904.

In October, 1904, were issued \$40,000.00 4 per cent. city improvement bonds, due \$2,000.00 each year, from 1905 to 1924.

In January, 1905, were issued \$44,500.00 4 per cent. bonds, due January, 1935, to refund bonds due in 1905, 1906, 1907 and 1908.

In January, 1909, were issued \$250,000.00 $4\frac{1}{2}$ per cent. bonds, due January, 1939, to refund a like amount of bonds due January 1, 1909.

In July, 1910, were issued \$100,000.00 $4\frac{1}{2}$ per cent. lower bridge bonds, due July 1, 1940.

In July, 1912, were issued \$50,000.00 5 per cent. lower bridge bonds, due July 1, 1942.

On February 15, 1914, were issued \$60,000.00 5 per cent hospital bonds, due thirty years from date.

On July 1, 1914, were issued \$450,000.00 of waterworks bonds, drawing 5 per cent. interest, falling due \$15,000.00 each year until fully paid.

SEC. 230. (a.)—Registration of Bonds. Treasurer's Duty.—For the purpose of the registration of the bonds of the City of Columbus, it shall be the duty of the City Treasurer to procure at the expense of the city, a suitable book or books, in which, upon application and presentation of any bond or bonds of the City of Columbus, he shall enter therein in a manner to be of easy and ready reference, a description of said bond or bonds, giving the number, the series, the date of issue, the denomination and such other data as may be necessary for the ready identification thereof, together with the name of the person or persons registering the same, the character or capacity in which such person or persons hold said bond or bonds, and for whose benefit the same is or are registered.

It shall be the duty of the Treasurer to enter upon each and every bond so registered as above provided the date of the registration, by whom the same was registered and in what character or capacity the same are held and shall sign the entry so made on said bond or bonds in his official capacity, and shall cut with a stamp prepared therefor the letter "R" in the face of said bond or bonds so registered.

That no bond or bonds of the City of Columbus which shall have been registered in the manner above provided, shall be negotiable by delivery, but said bonds may nevertheless be negotiated or transferred by the person in whose name they are registered, by a re-registration thereof in the name of the person to whom the same are to be transferred or negotiated.

CHAPTER 31.

GAS AND LIGHT BILLS OF CITY.

SECTION 231.—Chairman of Each Department to Approve Gas and Light Bills.—All bills for gas and lights used in the city shall be sent to the standing committee in charge of each department and approved by said committee, and that the amount of the bills for each department for gas and lighting shall be charged to the account of each department respectively from the appropriation made by Council for said accounts, in the same manner as any other bill or expense is charged off against moneys appropriated by Council for the use of the several separate departments of the city government.

TAX ORDINANCE FOR 1914.

CHAPTER 32.

TO LEVY AND ASSESS TAXES FOR THE CITY OF COLUMBUS, GEORGIA, FOR THE YEAR 1914.

SECTION 232.—Purposes of Taxation.—It is ordained by the Mayor and Board of Aldermen of the City of Columbus, by virtue of the authority vested in the same, that for the purpose of defraying the necessary expenses of the city, and sustaining the credit thereof; for paying its bonds and coupons falling due; for supporting and maintaining its public schools, and for other

purposes, the taxes and revenue hereinafter mentioned shall be levied and collected for the year 1914.

(1.) On all real estate within the corporate limits of the City of Columbus, on the first day of March, 1914, subject to taxation, and,

(2.) On all personal property owned on the first day of March, 1914, by residents of the city, whether individuals, firms or corporations, (excepting banks, which shall pay as hereinafter prescribed) such personal property to include money, solvent debts, bonds, stocks, other than stocks on which the tax is paid by corporations, merchandise, machinery, vehicles, animals, furniture, musical instruments, sewing machines, iron safes, diamonds, watches, clocks, jewelry, gold, silver and plate ware, libraries—professional and literary, billiard and pool tables, bar fixtures, printing presses and material, and all other personal property of whatever kind not enumerated, and all personal property within the limits of the city on the first day of March, 1914, subject to taxation, and owned by non-residents, individuals or corporations, a tax of $1\frac{1}{4}$ per cent. on the value thereof.

SEC. 233.—Returns.—Returns of taxable property including description of real estate, shall be made on oath to the City Tax Receiver on or before May 1st, 1914, and in default of such return, the property shall be assessed by the Tax Receiver and twenty-five per cent. added thereto as a penalty for failure to make such return. Should any person, firm or corporation fail to make returns of property for taxation as required by this ordinance, the Marshal shall proceed to assess the property, for which no returns are made, for taxation from the best information he can obtain as to its value, and the owner shall be required to pay the tax thereon as though regularly returned by such owner, together with the penalties herein imposed for default in making return thereof. A failure to pay the tax on said property from the returned or assessed value shall subject said property to the same liability to execution and sale as other like property regularly assessed or returned, where the same was in the city limits on March 1, 1914.

It shall be the duty of the Marshal to carefully scrutinize each return and see that no real estate is returned at a value less than

that fixed by the City Assessors, and that all personal property embraced in the return is fixed at its true market value; and if, in the judgment of said Marshal he shall find the personal property embraced in any return, or any portion of it, returned below its true market value, he shall immediately or within thirty days after said return is made, assess the same at the true market value and notify the person making the return of his assessment; in case the person making the return is dissatisfied with the assessment placed on said personal property by the Marshal, such person making the return shall have the right and privilege to have the market value submitted to three disinterested persons, residents of the City of Columbus, one of whom shall be selected by the tax payer, one selected by the City of Columbus through its Mayor, and these two thus selected shall select a third to act in case they disagreed, a majority of whom shall fix the value of said personal property.

Whenever any persons are called in to arbitrate and fix the value of any personal property embraced in the return of any tax payer, such persons shall take an oath before some officer of this state authorized to administer oaths, to do justice between the city and tax payer touching the true assessment of the property embraced in the return.

SEC. 234.—Bank Stock.—A tax of $1\frac{1}{4}$ per cent. shall be levied upon the market value of the shares of stock of all banks organized under the authority of the State of Georgia or any other state or of the United States. Returns hereof shall be made in the following manner:

The president or chief officer of each and every bank or banking association, located in the City of Columbus, shall be required to return on oath under the regulations for tax returns, all of the shares of stock of the stockholders of such bank or banking association, whether resident or non-resident at the true market value of such shares of stock to the City Tax Receiver of the City of Columbus, the same to be taxed for the purposes hereinbefore provided; also all other property owned by said bank or banking association, not represented in the market value of the shares of said bank. The private banks and bankers shall

pay a tax of $1\frac{1}{4}$ per cent. on the value of their capital stock, surplus and undivided profits.

That the president of all building and loan associations or other associations of like character, shall be required to return to the City Tax Receiver at its true market value the stock of such association to be taxed as other moneyed capital in the hands of private individuals is taxed.

SEC. 235.—Street Tax.—On each and every male person who is a resident of the city on the first day of March, 1914, between the ages of twenty-one and sixty years there shall be collected a tax of \$2.00 as a commutation for street duty for the current year, and all persons becoming residents of said city after that date, shall pay such tax pro rata, and all persons liable to pay such tax and failing after notification to do so, shall be required to work three days on the streets under the direction of the Street Committee. Upon failure of any person liable for said tax to pay the same by the time the books for the collection of tax shall be closed, the Clerk of Council shall issue execution therefor against the person liable, which may be levied and collected by the Marshal as other tax executions and legal costs thereon. Such person may be notified by the Marshal or any policeman of Columbus to appear and work the streets. Upon failure to appear and work the streets after five days notice, such person shall be arrested and brought before the Recorder and upon conviction fined or imprisoned, either or both, in the discretion of the Recorder, in a sum not exceeding \$50.00 or imprisonment not exceeding thirty days.

SEC. 236.—Tax Books.—The Marshal shall have all taxes duly assessed, with the calculations properly extended and present the books to the July meeting of Council for examination and approval. As soon as examined and approved, the books to be delivered to the Treasurer.

SEC. 237.—Expenditure.—Of the taxes levied and collected as above provided, five mills shall be for the payment of the ordinary current expenses of the City of Columbus, three mills shall be for school purposes and the maintenance of the public library, and one-half mill for school building purposes, one-half

mill for paving and macadamizing streets and three and one-half mills for the payment of the principal and interest on the public debt of the City of Columbus.

SEC. 238.—Taxes. When Due.—All taxes shall be due and payable on or before the first day of August. For all taxes paid before August 1st, a discount at the rate of six per cent. will be allowed up to August 1st. For all taxes not paid by September 1st the Clerk shall issue executions and said executions shall bear interest at the rate of six per cent. per annum from September 1st until paid.

SEC. 239.—Special or License Tax.—*It is further ordained by the authority aforesaid,* That each person, firm or corporation engaged in any business, trade or profession or occupation hereinbelow specified shall register under oath with the City Treasurer, in a book provided for that purpose, his, her or their business, trade or occupation as hereinbelow specified, and shall pay the license tax as prescribed by the 15th day of February, 1914, and take out a license for said business, trade, profession or occupation; which license shall be displayed in a conspicuous place in their place of business. The license herein provided for shall be issued by the City Treasurer; and if any person, firm or corporation, whose duty it is to register and obtain a license shall transact or offer to transact in said city, either of the kinds of business, trades or occupation in this section specified, without having first registered and obtained said license, or who shall wrongfully or improperly register his, her or their business, he, she or they or such agent, shall on conviction before the Recorder, be punished by a fine not to exceed \$100.00, or imprisonment not to exceed sixty days, either or both in the discretion of the Recorder.

All persons commencing business in the City of Columbus after the 15th day of February, 1914, shall likewise register their names and business, and take out the license herein prescribed as soon as they shall commence the same; and any person, firm or corporation failing to do so or who shall wrongfully or improperly register his, her or their business, shall on conviction be punished by a fine not to exceed \$100.00, or imprisonment

not to exceed sixty days, either or both in the discretion of the Recorder.

No license shall be transferred, except upon the approval of the Mayor and Marshal and no license shall be exchanged for a license for a different line of business and it is hereby made the duty of the Marshal and Chief of Police and the police of the City of Columbus, to promptly report and prosecute all violators of this ordinance or any portion thereof.

SEC. 240.—Parties Subject to License Tax.—

Advertising wagon, per week.....	\$ 5.00
Advertising, street car, per week.....	5.00
Any person, firm or corporation controlling street car privilege for advertising.....	100.00
Agency, claim or collection.....	25.00
Agency, advertising or periodical.....	10.00
Agency, commercial	50.00
Agency, for building and loan association.....	50.00
Agency, real estate or renting.....	25.00
Agency, steamboat or agent or manager of any line of boats transacting business in the city.....	50.00
Agents, attorneys or firm negotiating or advertising to negotiate loans on real estate.....	50.00
Agency, sash and blind factory.....	50.00
Agency, for any railroad company not running into the city, and employed about the business of said company either for sale of tickets or soliciting freight or passengers	25.00
Agents having an office in the city, and representing persons or firms outside of the city.....	25.00
Agents for or dealers in discarded or second hand army guns or rifles or shells or cartridges designed therefor, alone or in connection with any other licensed business	500.00
No license shall be prorated in any event, and none to be granted except on approval of both the Mayor and Board of Aldermen.	
Agents or agencies not specifically mentioned.....	25.00
Auctioneers	50.00
No license shall be issued for less than \$50.00. No auctioneer's license shall be transferable. But any licensed auctioneer shall be allowed to employ an assistant or crier to conduct sales for him at any time or place he may desire; <i>provided</i> , that no auctioneer shall be allowed to have more than one sale going on at one and the same time.	
Architects, acting as superintendents of construction, each	25.00
Automobiles, garage, charging for the storage or care of, selling and repairing	50.00
Automobile, garage for the store and care of and repairing	30.00
Automobiles, dealers in or agents for.....	30.00

Automobiles, dealers in and repairers.....	\$ 40.00
Automobiles, repairers of but not dealers.....	20.00
Awning makers, alone or in connection with other licensed business	10.00
Astrologers, clairvoyant, fortune tellers, palmist, phre- nologist, or person of like character, and no license to be issued for less than.....	500.00

B.

Bagging manufacturers, or dealers in second hand bag- ging, selling to dealers or others.....	50.00
Bakery, without steam or other power.....	10.00
Bakery, using steam or other power.....	20.00
Banks or bankers (except national banks) or any cor- poration or individual doing a banking business not including savings department.....	50.00
Banks, savings	50.00
Banks, with savings department attached.....	75.00
Barber shop, on each barber employed, including the proprietor or proprietors acting as barber.....	2.50
Barrel factory	25.00
Bicycle, motorcycle, agents or dealer in.....	15.00
Bicycle, motorcycle, agents or dealers and repairers.....	25.00
Bicycle, motorcycle, repairer of.....	10.00
Billiard, pool or bagatelle table, for each table set up or used \$25.00 each for the first two, and \$15.00 each for any additional ones and no license to be trans- ferred unless by consent of the Mayor and Board of Aldermen. No screens, partitions or other obstructions allowed so as to prevent public view of such tables. All persons operating a billiard, pool or bagatelle table shall close their places of business at 11:30 P. M., and shall not open sooner than 4:30 A. M.	
Bill posters, to include all who engage in the business of posting, tacking or placing advertisements upon houses, walls, fences or stands erected for the purpose or who distribute bills, dodgers or circulars, pamphlets or other printed or advertising matter or who paints or places painted signs on houses, fences, walls or stands erected for that purpose, shall be deemed a bill poster; <i>provided, however</i> , that nothing herein contained shall apply to the painting of store, office or other signs by sign painters or to one who follows the occupa- tion of painting nor to the posting of legal notices by public officers or attorneys in the manner and places prescribed by law, nor to any church or benevolent society or persons engaged in such work who desire to distribute advertising or post notices, concerning such church or society, nor to any local merchant, firm or corporation posting or distributing by his or their own employees advertisements upon which his or their name or names appear (but not to include foreign ad- vertisements) per annum.....	35.00
No license under this ordinance shall be let for less than the amount of license for 12 months.	
Blacksmith shop, one forge.....	2.50

Blacksmith shop, more than one forge.....	\$ 5.00
Boarding house, with not more than 12 rooms, taking transient guests	10.00
Boarding house with more than 12 rooms taking transient guests	25.00
Bookbindery	15.00
Books and stationery	25.00
Bootblack, for each operator employed, seat or stand to be located at such place as the Mayor may approve; no stand allowed on sidewalks on Broad Street..... This is not to apply to those inside hotels and barber shops.	5.00
Bootblack, inside building and connected with some other business, each operator or chair.....	2.50
Boot and shoe dealer, wholesale.....	100.00
Boot and shoe dealer, retail and jobbing to other merchants, but not traveling a man or city drummer.....	60.00
Boot and shoe dealer, retail alone, with three or more employees connected with the business.....	40.00
Boot and shoe dealer, retail alone, with two employees connected with the business.....	30.00
Boot and shoe dealer, retail alone, with one employee connected with the business..... Any dealer giving personal attention to the business shall be considered an employee for the purpose of this ordinance.	20.00
Boot and shoe repairer, by hand, each.....	5.00
Boot and shoe repairer, using machine, each.....	20.00
Bottlers and manufacturers of Coca Cola and similar drinks, whether manufactured in this city or not.....	50.00
Bottlers or manufacturers of ginger ale, or other beverages, not including Coca Cola and similar drinks.....	25.00
Bowling alley kept for public play.....	30.00
Brick, manufacturer of, broker or agent for the sale of.. No license prorated.	25.00
Brokers, buying and selling for profit, or on commission, railroad or theatre tickets.....	200.00
Broker, in securities or real estate, no license prorated...	50.00
Brokers in merchandise, unless otherwise specified, no license prorated	50.00
Those who sell merchandise from cars, stores or otherwise for their own account or the account of others shall be classed as wholesale merchants and pay the tax as same.	
Brokers, each and every person, firm or corporation engaged in or conducting the business of putting on bankrupt, liquidation or forced sales or other similar sales of goods, wares or merchandise for and in behalf of any regularly licensed merchant or dealer of the city, shall pay a license for such business of..... And said license shall not be prorated.	100.00
Broom factory	10.00
Builders' supplies, dealers in.....	40.00
Building and loan, or similar associations, located or doing business in the city.....	50.00
Business not specially mentioned.....	25.00

C.

Cabinet shop, repairing furniture.....	\$ 10.00
Cafe or restaurant, no license prorated.....	15.00
Candy manufacturer, wholesale.....	25.00
Candy stand, alone.....	5.00
Candy and fruit stand.....	10.00
Subject to Section 5, page 92 of new Charter. Stands to be located at such place as the Mayor may approve.	
Carriages, buggies and wagons, dealers in, alone or in connection with any other licensed business.....	40.00
Carriage, buggy or wagon manufacturer, alone or in connection with repair shop.....	25.00
Carriage or buggy repair shop, alone.....	10.00
Carriage, wagon and buggy supplies, dealers in.....	25.00
Chiropodist, manicurist or hairdresser.....	10.00
Chiropodist, manicurist or hairdresser, and dealer in supplies	15.00
Cattle, sheep or hogs, dealers in.....	25.00
Cash register, dealers in or agents for.....	25.00
Chewing gum, manufacturers of.....	15.00
Cider and vinegar factory.....	25.00
Cigar manufacturer	20.00
Any manufacturer selling in less quantity than 100 cigars shall pay an additional license of \$10.00.	
Cigars and tobacco, wholesale and retail.....	50.00
Cigars and tobacco, retail dealer in.....	30.00
Circus or wild west or trained wild animal or similar show, charging not more than 35 cents for admission and reserved seats, per day.....	100.00
Circus or wild west or trained wild animals or similar show, charging not more than 75 cents for admission and reserved seats, per day.....	200.00
And \$150.00 for each street parade if they perform out of the corporate limits.	
Circus or wild west or trained wild animals or similar show, charging more than 75 cents for admission, including reserved seat, per day.....	300.00
Circus or wild west or trained wild animals or similar show, each side show or concession not prohibited by city ordinance, per day.....	10.00
Tented show other than circus charging more than 35 cents for admission and reserved seat, per day.....	75.00
Tented show other than circus charging not more than 35 cents for admission and reserved seat, per day....	50.00
Civil engineer or surveyor.....	10.00
Clairvoyant—See Astrologers.	
Clothing manufacturer, employing ten hands or less.....	20.00
Clothing manufacturer, employing more than ten hands..	40.00
Clothing merchant	40.00
Cleaning and pressing not in connection with clothing dealer or tailor	15.00
Clothing, second hand dealers in, alone or in connection with other licensed business.....	200.00

Coal, dealer in, alone or in connection with any other licensed business in the City of Columbus, whether his yard or place of business be located within the limits or not	\$ 25.00
Coal or lime, selling from cars to others than registered dealers, each car	10.00
Coal or wood, peddlers of, buying from coal yards.....	10.00
Coffin factory	25.00
Cold storage warehouse charging for storage, alone or in connection with other licensed business.....	25.00
Concrete manufacturers or pavers or agents for, or dealer in sand, gravel, stone or other similar material, alone or in connection with any other licensed business and no license prorated.....	25.00
Confectioner or retail dealer in fruit or candy.....	10.00
Contractor, general or builder, license not to be prorated.	40.00
Contractor, special or builder, when the contract exceeds \$10.00 doing one class of work only, license not to be prorated	10.00
Cooper shop	5.00
Corn grist mill only	25.00
Cotton buyer and shipper.....	50.00
Cotton compress	100.00
Cotton seed oil mill.....	100.00
Cotton or woolen factory.....	100.00
Cotton mill, weaving or spinning only.....	50.00
Cotton seed or seed cotton, dealers in.....	25.00
Cracker manufacturer or agents for, or dealers in crackers, cakes, etc., jobbing to other merchants.....	50.00
Crockery	40.00
Crockery dealer, selling to other merchants but not a traveling man	50.00

D.

Debenture or redemption company	25.00
Dime stores, dollar stores, or similar stores, jobbing and retail	100.00
Dime stores, dollar stores or similar stores, retail.....	60.00
Dry goods, wholesale	100.00
Dry goods, wholesale and retail.....	100.00
Dry Goods and notions, wholesale.....	100.00
Dry goods and notions at retail with 12 or more employees connected with the business.....	60.00
Dry goods and notions at retail with 8 and under 12 employees connected with the business.....	50.00
Dry goods and notions at retail with 4 and under 8 employees connected with the business.....	40.00
Dry goods and notions at retail with 2 and under 4 employees connected with the business.....	30.00
Dry goods and notions at retail with 1 employee.....	10.00
And in determining the number of employees connected with the business the owners or proprietors giving their personal attention to the same shall be considered as employees for the purpose of this ordinance.	
Drugs, wholesale and retail, traveling a man or city drummer	100.00

Drugs, retail and jobbing to other merchants and not traveling a city drummer.....	\$ 60.00
Drugs, retail with 2 or more employees.....	40.00
Drugs, retail with 1 employee.....	30.00
And owner or proprietor giving his personal attention to the business shall be considered an employee for the purpose of this ordinance.	
All merchants other than druggists or pharmacists, selling patent or proprietary medicines or other medicines, excepting paregoric, designating the dose of paregoric, at various ages thereon, castor oil, turpentine, salts, borax, sulphur, containing the label of a regularly licensed druggist or pharmacist of the State of Georgia.	
Dye house, resident or agent for others.....	30.00
	10.00

E.

Eating house, alone or in connection with other business and no license prorated.....	15.00
Electric light and power company doing business in the city	250.00
With the same proviso as to the poles and wires as is applied to telephone and telegraph companies.	
Electric supplies, dealers in and contractors for installing same, including gas fittings, no license to be for less than	30.00
Electrical worker, not in employ of dealer in electrical supplies or contractors for installing same.....	10.00
No person shall be employed to install electrical work or gas pipes or fittings until the Superintendent of Public Works shall certify to the City Treasurer that the applicant is, in his opinion, fully qualified to install such works in accordance with the requirements of the National Board of Fire Underwriters, fee for such certificate to be paid to the City Treasurer shall be....	
	2.00
Electric theatre, moving pictures, vaudeville or similar shows \$75.00 per annum and no license shall be issued for less than	75.00
Employment agency or intelligence office.....	10.00
Express company, to include the use of wagons.....	150.00
Exchange, for sale of fancy work.....	15.00

F.

Factory, sash, blind and planing mill.....	60.00
Feather or carpet renovator.....	10.00
Fertilizers, dealers in, or manufacturer of or agent for, alone or in connection with other licensed business, doing business in the City of Columbus.....	75.00
Fireworks, wholesale or jobbing to other merchants alone, or in connection with other licensed business not to include retail	50.00
Fireworks, retail alone or in connection with any other licensed business	15.00
Fortune teller—See Astrologer.	

Fish and oyster dealer, it being understood that no license shall be issued for less than the rate named for twelve months, and that the license when issued shall not be exchanged for a license to transact a different kind of business		\$ 10.00
Flour and grist mill		100.00
Flying jenny, per month.....		10.00
The machine or apparatus to be located at such place in the city as the Mayor may approve, and license subject to revocation at any time in the discretion of the Mayor and, <i>provided, further</i> , that persons obtaining such license shall pay the expense of a policeman to be selected by the Chief of Police and subject to his control.		
Foundry, alone		50.00
Foundry and machine shop.....		100.00
Fruit store, alone		5.00
Furniture or fixture manufactory.....		60.00
Furniture dealer with three or more employees.....		40.00
With less than three employees.....		25.00
And in determining the number of employees connected with the business the owners or proprietors shall be considered as employees for the purpose of this ordinance.		
Furniture or stove repairer.....		10.00
Furniture packer and shipper.....		10.00
G		
Gas works or company.....		100.00
Gin, public		10.00
Groceries, wholesale		100.00
Any person, firm or corporation engaged in that business who travels a man or city drummer soliciting orders from other merchants shall be denominated wholesale.		
Groceries, retail and jobbing to other merchants and not traveling a man or city drummer.....		60.00
Groceries, small dealer, 1 employee.....		10.00
Groceries, 2 employees.....		20.00
Groceries, 3 employees		30.00
Groceries, 4 employees		40.00
Groceries, 5 employees.....		50.00
Groceries, 6 employees.....		60.00
Proprietors giving their attention to the business shall be denominated employees for the purpose of this ordinance and each place of business shall be required to pay a license.		
All persons or corporations selling goods from cars or otherwise, shall pay as other merchants.		
Green groceries, wholesale.....		50.00
Green groceries, retail.....		10.00
Guaranty company furnishing surety bonds, for each agent		35.00
And each company shall pay quarterly on gross receipts of premiums $2\frac{1}{2}$ per cent.		
Gunsmith		10.00
Gunsmith to include retail dealing.....		30.00

H.

Haberdasher	\$ 30.00
Hats and caps, wholesale.....	30.00
Hardware, wholesale	100.00
Any person, firm or corporation engaged in the business who travels a man or city drummer soliciting orders of other merchants, shall be denominated wholesale.	
Drummer soliciting orders of other merchants and not traveling a man or city drummer.....	
	60.00
Hardware, retail	40.00
Harness dealer, wholesale	100.00
And any person, firm or corporation engaged in the business who travels a man or city drummer shall be denominated as wholesale.	
Harness dealer, retail or jobbing to other merchants and not traveling a man or city drummer, alone or in connection with any other licensed business.....	
	25.00
Harness repairer	5.00
Hides, dealers in, other than junk dealer, alone or in connection with any other licensed business.....	25.00
Hides, dealers in, other than junk dealer, alone or in connection with other licensed business.....	15.00
Horse drover—See stable keeper.	
Hotel, having more than 12 and not exceeding 19 rooms...	25.00
Hotel, having more than 19 rooms and not exceeding 39 rooms	40.00
Hotel having more than 39 rooms.....	60.00
Huckster	10.00
No license shall be issued for less than \$10.00.	
Hosiery mills, making their own yarns.....	50.00
Hosiery mills, not in connection with other licensed business	25.00

I.

Ice dealer, wholesale	25.00
Ice dealer, retail, selling one block or less, it being understood that no license shall be issued for less than the rate for 12 months, and that the license, when issued, will not be exchanged for a license to transact a different line of business.....	
	10.00
Ice factory	50.00
Ice cream, manufacturer of, selling to merchants.....	10.00
Ice cream, alone or in connection with any other business	5.00
Ice cream, or ice cream cakes, dealers in, selling from wagon, hand cart or box, for each cart, wagon or box..	10.00
Images of plaster of paris or other compositions, dealers in	5.00
Insurance companies, fire or life, for each agent any company may appoint.....	50.00
Insurance companies, casualty, including all companies, issuing accident, health, plate glass, steam boiler, credit, burglar or employers' liability contract, each company.	35.00
Insurance guaranty company and live stock company....	35.00
Insurance, steam boiler only.....	25.00
Insurance company, furnishing surety bonds—See guaranty company.	

Insurance broker or firm, for each company in which said broker or firm undertakes to place insurance out of this state, on property within this state.....	\$ 75.00
All insurance companies, including fire, life, accident, guaranty or other insurance companies, shall pay quarterly on gross receipts of premiums, not including premiums on life policies after being in force one year, $2\frac{1}{2}$ per cent.	
Insurance, transient solicitor for, life, fire and accident company	75.00
Itinerants and other persons claiming to give special treatment for the cure of physical ailments, not licensed as a physician by the state.....	150.00
And license not to be prorated.	
Itinerant peddlers or vendors of proprietary or patent articles, maps,, pictures, toys, candy, watches, jewelry or any articles whatever on the streets or from house to house, or located, including dealers in stone, marble, granite or any article of merchandise shall pay license tax of	50.00
To be collected from all persons alike engaged in such business, whether residents or non-residents, and without regard to the locality of the produce or growth of the article sold, or for sale of which solicitations are made. No license shall be granted, except in discretion of the Mayor and Marshal to any person or firm to erect a stand or sell from the pavement, vehicle or street, with harangue, any patent medicine, novelty, fruit or merchandise, for less than \$100.00 or \$25.00 for each quarter, location of such stand or vehicle to be named by the Mayor or Marshal. No license shall be issued for games of chance.	
Itinerant vendor of patent medicines, with or without harangue, for one year or part thereof.....	250.00

J.

Jewelry	40.00
Jewelry and watches, repairers of.....	10.00
Jewelry and watches, repairer of, keeping stock on hand with three or more employees.....	40.00
Jewelry and watches, repairer of, keeping stock on hand with two or less employees.....	20.00
And owner giving his attention to the business shall be considered an employee.	
Jewelry, manufacturers of, or dealers in wire, shell and other jewelry, per month.....	10.00
And no license issued for less than \$10.00.	
Junk shops, or dealers in pelts, bones, scrap metals, rags, bottles, etc.	100.00
And all persons operating junk shops and taking out licenses for the same, as prescribed in this ordinance, shall accept the same on condition that their place of business shall be subject to visitations and inspection by the police of the city at any time and on refusal of the junk dealers or persons in charge of the place of business to submit to such visitation or inspection or	

who shall deter or prevent a thorough inspection of such place of business, the place of business shall be immediately closed on the order of the Mayor or Chief of Police, and in case any machinery or any part thereof or any appliances or implements or tools or material of any character connected with or belonging to any railroad company, steam or electric, or to engines, cars or track of any railroad company, steam or electric or gas company, or to the waterworks company, or fire department or mills, factories or individuals or any gas or waterworks fixtures shall be found in such place of business, unless the same was sold to said junk dealer by the authorized agent of the company owning the same, it shall subject the owner or owners of said junk shop on conviction thereof before the Recorder, to pay a fine not to exceed \$100.00 or imprisonment not to exceed 60 days, either or both in the discretion of the Recorder. And for the second offense the Recorder shall have the power in his discretion not only to impose the fine above provided but to revoke the license. Each and every junk dealer shall keep a complete record of all such articles purchased by him, of whom bought, the price paid therefor, and the books or book of entry shall be subject to inspection by the city, police, city officials, or any other individual acting under the authority of the Mayor, Chief of Police or the Recorder claiming to have had the property stolen.

L.

Labor agent	\$100.00
Laundry, or agent for, run with steam, or other power, doing business within this city.....	25.00
Laundry, or agent for, run without steam or other motive power, doing business within the city limits.....	15.00
Lightning rod agent, or dealer doing business in the city of Columbus, each agent or dealer.....	25.00
Livery stable—See stables.	
Lumber, shingles and building supplies, whether the yard or place of business be within the corporate limits or not	40.00
Lumber and shingles, all persons other than registered dealers, selling rough lumber or shingles in carload lots to other than registered dealers, per car of lumber....	10.00
Or per car of shingles.....	35.00
Lumber and shingles, all persons other than registered dealers, selling rough lumber or shingles in less than carload lots, per 1,000 feet of lumber.....	1.00
Or per 1,000 shingles.....	.50
Lumber, all persons other than registered dealers, selling dressed lumber in carload lots to other than registered dealers, per car	25.00
Or less than carload lots, per 1,000 feet.....	2.50
Lunches or sandwiches, hot, sold in connection with some other business.....	5.00

M.

Machine shop, alone with five or less employees.....	\$ 25.00
Machine shop, with more than five employees.....	50.00
Machine shop, for repairing only.....	10.00
Machinery and farm implements, dealers in, provided this shall not apply to hardware merchants.....	30.00
Manufacturers of stock and similar powders.....	15.00
Manufacturers not herein otherwise taxed.....	30.00
Marble yard, for manufacture and sale of monuments, or agents for	30.00
Marble or stone dealer, soliciting business in this city, and having no shop or place of business in the city..	30.00
Mattress manufacturer, wholesale or selling to merchants.	20.00
Mattress manufacturer, retail	10.00
Medical institute or infirmary or sanitarium.....	25.00
Merchants, small dealers, not herein otherwise provided for	10.00
Merchants, wholesale dealers, not otherwise provided for.	100.00
Messenger service, maintaining local office.....	10.00
Milk depot, for sale of milk and other dairy products, alone or in connection with other licensed business..	25.00
Millinery, retail, in connection with any other licensed business where trimmers are employed.....	25.00
Millinery, wholesale	60.00
Millinery, retail alone.....	30.00
Money lenders, persons engaged in the business of lending money on personal property by chattel mortgage or in amount less than \$50.00.....	150.00
And no license issued for less than \$150.00, and any person soliciting for such money lender whether with office within or without the city, shall be considered a money lender within the meaning of this ordinance.	
Multigraph, business of	10.00

N.

Newspapers, daily	40.00
Newspapers, weekly	15.00
News stands selling daily, weekly or monthly periodicals	10.00
News stands selling other merchandise in addition to periodicals, carrying a stock of merchandise in the aggregate of \$250.00 or more.....	25.00
News butcher, each person or firm doing a news butcher business on any of the different trains leaving the city and having an office in the city.....	10.00
Notions, wholesale	100.00
Novelty or veneering works	15.00

O.

Optician	10.00
Optician and dealer in optical goods, not in connection with other business	25.00
Optician, itinerant, alone or in connection with any other licensed business, no license prorated.....	25.00
Oil, retail dealer	25.00

Oil, wholesale dealer	\$100.00
Organ grinder, or street musician, per month.....	5.00
License not prorated.	
Oyster and fish dealer—See fish and oyster dealer.	

P.

Packing house or dealer doing a cold storage business in this city	100.00
Painters, taking contracts	10.00
Painters, sign, local or itinerant.....	10.00
And \$10.00 shall be paid for each additional painter employed to assist in painting signs. A sign painter's license shall not be sub-let to any person nor shall any transient sign painter be privileged to operate under such license, but shall be required to take out a license from the City Treasurer.	
Palmist—See Astrologer.	
Paper box factory, alone or in connection with any other licensed business	25.00
Paper hangers, taking contracts.....	10.00
Paper or paper bags, wholesale or retail alone, or in connection with any other licensed business.....	25.00
Patent rights, or patented articles.....	25.00
Pavers or agents for, with brick, macadam, concrete, bitulithic, asphalt or similar material.....	25.00
And no license prorated.	
Peanut stands, not prorated.....	10.00
Peanut vendors, from carts or in streets to do business at places designated by the Chief of Police, provided tenants occupying adjacent property do not object; said business to be carried on only as herein specified..	100.00
Pawnbroker	150.00
All pawn brokers' shops taking out license shall keep a detailed account of the pawner, stating whether white or colored, and the hour at which the articles were received, and in the event of failure to comply with the above, he or they shall be fined in the discretion of the Recorder. Their books to be subject at any time, under order of the Mayor or Chief of Police, to visitation and thorough inspection by the police of the city, and on refusal of the proprietors at any time to permit their shops to a thorough inspection by the police their shops shall be immediately closed, and their license revoked. And no person, firm or corporation shall be permitted, under pawn brokers' license to sell any goods, wares or merchandise other than unredeemed pledges, without taking an additional license of.....	25.00
And no license prorated.	
Persons, firms or corporations other than licensed brokers—See stocks, etc.	
Pianos, organs, graphophones or other musical instruments, dealers in or agents for, alone or in connection with any other licensed business.....	25.00
Picture frames, dealers in or manufacturers of, alone or in connection with any other licensed business.....	10.00

Pipe layers, taking contracts.....	\$ 10.00
Pipe dealers—See terra cotta pipe.	
Photographer or portrait painter, canvasser for, or doing business in the city	10.00
Planing mill	25.00
Planing mill, sash and blind factory	60.00
Plow factory	50.00
Plumber, steam pipe, hot air, hot water or gas fitter....	30.00
No license shall be issued until the person applying shall present a certificate from the Superintendent of Public Works stating that in his opinion the person is a competent plumber, and is fully qualified to do the work as prescribed in the plumbing rules and regulations. And no license shall be issued for less than....	30.00
Plumber, steam pipe, hot air, hot water or gas fitter, journeyman in the employ of any plumber or gas fitter or any firm of plumbers or gas fitters shall stand examination by the Superintendent of Public Works. No license shall be issued until the person applying shall present a certificate from the Superintendent of Public Works stating that in his opinion the person is a competent plumber and is fully qualified to do the work as prescribed in the plumbing rules and regulations, for which certificate he shall pay to the City Treasurer a fee of	2.00
Pool, billiard or bagatelle table—See billiard table.	
Pop corn stand or wagon, and no license to be prorated..	10.00
Power company, located out of the city and furnishing power within the city.....	100.00
Power—Any person, firm or corporation furnishing power to any person, firm or corporation for generating electricity or other power.....	100.00
Pressing and cleaning hats, ladies' and gents' clothing, not in connection with clothing dealer or tailor.....	15.00
Printing office, job and binding.....	30.00
Printing office, job alone or in connection with newspaper or other licensed business.....	15.00
Proprietary articles, such as perfumery, medicines, etc., manufacturer of	25.00
And the same are not to be sold on the street, or from house to house, without additional tax of	10.00
Public weigher	10.00
Public auditor or accountant	25.00
Public hall or theatre, for presentation of dramatic and other entertainments	100.00
Public hall or theatre for presentation of concerts and lectures but not including dramatic entertainment....	15.00
Public exhibition, except chautauquas, not in licensed hall or street or tent show not otherwise taxed, \$50.00 per week, and no license shall be issued for less than.....	50.00
Phonograph, or similar thing per month \$5.00 and no license shall be issued for less than	5.00

R.

Railroad company, delivering freight from the cars on the streets of the city.....	\$100.00
Real estate agency—See agency, also broker.	
Redemption and debenture company.....	25.00
Refinery of sugar or syrup alone or in connection with any other licensed business.....	50.00
Restaurant or cafe—See cafe or restaurant.	
Roofers, asphalt, gravel or other material.....	25.00
Rubber balloons, and similar toys, dealers in, \$5.00 per month. No license to be issued for less than.....	5.00

S.

Scales, public weighing for the public for pay.....	25.00
Scales, repairers of, not in connection with any other licensed business	10.00
Scissors, knife and saw grinders or sharpeners and no license prorated	5.00
Seed stores	15.00
Sellers of non-intoxicating or soft drinks of any kind not to include near beer or cider or not in connection with sale of other merchandise. No license to be prorated..	10.00
No screens, partitions or other obstructions allowed which will prevent public view of such place or places where this class of drinks are sold.	
Sewing machines, agent for, each company or factory....	25.00
Sewing machines, dealers in, not in connection with any other line of business.....	25.00
Sewing machines, repairers of, whether having shop or not	10.00
Shooting gallery	15.00
Show case manufacturer	60.00
Sign painter—See painters.	
Skating rink	25.00
Slot machines, meaning weighing machines and machines for sale of gum, candy or other merchandise, not in connection with any business, not prorated.....	10.00
Soap factory	10.00
Soda fount, alone	10.00
Soda fount in connection with any other licensed business	5.00
Soft drinks—See sellers of.	
Stables—Each livery stable, keeper, firm or corporation for keeping or feeding horses or mules for hire, not to include drays or wagons to haul in competition with licensed drays or wagons.....	60.00
Stables—Sale and feed, each sale or feed stable or lot keeper without livery	40.00
Each keeper of a livery stable who does a hack business in addition to his stable business shall take out a license for each hack run by him the same as regular hackmen. Each and every person, firm or corporation, including warehousemen, dealing in horses or mules, and each and every person known as drovers, selling their stock in the city shall pay.....	25.00

A license granted to any sale or livery stable shall not authorize the holder of said license to sell for any transient dealer or any person bringing horses or mules into the city for sale, but every such transient dealer or other person shall be compelled to take out a license as required by this ordinance. Each proprietor of a sale or livery stable shall be held responsible for this license on all stock sold from his premises.

Stocks, mining or other stocks in non-resident corporations, persons, firms or corporations other than licensed brokers in securities selling same.....	\$ 50.00
And no license issued for less than \$50.00.	
Store fixtures, dealers in	40.00
Stencil cutters	5.00
Street railroad company, doing a passenger business....	100.00
Street musician, per month, each.....	5.00
No license to be prorated.	
Street sellers, transient of notions, novelty, jewelry and similar articles, per month, each.....	10.00
No license to be prorated.	
Sugar or syrup refinery, alone or in connection with any other licensed business.....	50.00

T.

Tailor shop, not selling materials to include cleaning and pressing	15.00
Tailor, selling materials from sample or stock, and making of men's and ladies' clothing or ordering such clothing from samples	25.00
Telegraph companies	50.00
Telephone companies	100.00
The license issued to telegraph and telephone companies is subject to this provision; That such company shall move or alter the position of any telegraph or telephone pole or wire when required to do so by the Street and Sewer Committee of this Council, or by Council, and in case of refusal to do so the superintendent or manager shall on conviction thereof, be punished by a fine of not more than \$100.00 or imprisonment not exceeding sixty days, either or both in the discretion of the Recorder.	
Ten pen alleys, kept for public play.....	30.00
Terra cotta pipe, dealer in.....	10.00
Ticket seller, electric theatre, vaudeville show or other similar entertainment, selling tickets at any place other than the ticket office, on each person selling.....	10.00
Tin shop, not registered as merchants including tin or metal roofing	10.00
Tinkers	5.00
Tobacco and cigars, wholesale and retail.....	50.00
Tobacco and cigars, retail dealer in.....	30.00
Tobacco and cigars, manufacturer of.....	20.00
Any manufacturer selling in less quantities than 100 shall pay an additional license of.....	10.00
Towel supply, alone or in connection with any other business	5.00

Typewriter or adding machine, dealer in, agent for and repairer of	\$ 25.00
Typewriter or adding machine, repairer of, local or itinerant	5.00
Trading stamps, any person, firm or corporation doing a trading stamp business in the City of Columbus.....	250.00

U.

Undertaker	25.00
Umbrella repairer	5.00

V.

Veterinary surgeon, with infirmary or hospital.....	25.00
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W.

Wagon or stock yard.....	25.00
Keeper of wagon or stock yard, keeping horses or mules for sale shall take license as sale and feed stables	40.00
Wagon factory, selling at wholesale.....	50.00
Warehouse, cotton	100.00
Warehouse for storage of merchandise other than cotton..	25.00
Weighing, striking or similar machine, per month, \$5.00, and no license issued for less than.....	5.00
Wheelwright	5.00
Wood yard or wood dealer, alone or in connection with any other licensed business, doing business in the City of Columbus, whether his yard or place for preparing his wood is located within the city limits or not.....	10.00

SEC. 241.—Persons Represented by Agents.—All persons, firms or corporations or manufacturing companies, having either their business proper, or their general or branch office or agency located within the corporate limits of the city, or who are represented in said city by officers or agents soliciting or transacting business for them within the corporate limits of the city, shall be required to register and take out the necessary license for said business prescribed in this ordinance, and in default thereof, the officer or agent for such person, firm or corporation or manufacturing company shall be subject to the same penalty as other persons who fail to register, and take out a license.

SEC. 242.—Itinerant Traders.—The Mayor and Board of Aldermen shall impose such taxes from time to time as they may deem just and equitable upon all local and itinerant traders or agents, or other persons not specially mentioned in this ordinance. The Mayor may, in case of emergency, fix such licenses as he

may deem equitable and just upon all local and itinerant agents or trader or other persons not specifically mentioned in this ordinance. This ordinance shall be subject to alteration or repeal in whole or in part at any time, and no such amendment shall be construed to deny the right of Council to assess and collect any of the tax or license charges prescribed.

SEC. 243.—Canvassers and Transient Agents.—Transient traders in goods, wares and merchandise of any description whatever, also agents, canvassers for the sale of any article whatever, itinerant physicians or sellers of proprietary articles or nostrums, before exposing or offering the same for sale shall first register and pay such special tax as is fixed in these ordinances, or that may be hereafter or at any time, prescribed by the Mayor and Board of Aldermen, and in default of such registry and payment shall be punished by a fine not to exceed thirty dollars, or imprisonment not to exceed sixty days, either or both in the discretion of the Recorder.

SEC. 244.—Former Tax Ordinances Still in Force.—So much and such parts of ordinances heretofore passed as provided for the issuing and enforcing of executions for any tax or assessment required by such ordinance, or that impose fine and penalties for the non-payment of such tax, or for the failure to register or to take out license provided for in said ordinance or ordinances, shall continue and remain in force until such tax or assessment shall be fully paid.

SEC. 245.—Duties of Marshal and Police Department.—It is hereby made the special duty of the Marshal and police department to see that the provisions of this ordinance relating to street tax and special or business is observed; and to summon all violators of the same to appear before the Recorder's Court. And it is hereby made the duty of the Marshal and Chief of Police to inspect all licenses issued by the City of Columbus as often as in their judgment it may seem necessary, to determine that the license held is a proper and sufficient one for the business sought to be transacted thereunder. And the Recorder is hereby given authority to punish any and all violators of the same by a fine not to exceed \$100 or imprisonment for sixty days, either or both in the discretion of the Recorder.

SEC. 246.—This ordinance shall remain in full force and effect until the tax ordinance for the year 1915 shall have been adopted.

SEC. 247.—Rights of Council Over.—In any case where a license tax, as fixed under this ordinance may have been paid for the year 1915 before the adoption of the tax ordinance for that year, that the same shall be subject to the right of Council to raise or lower the same, as may be determined upon in the general tax ordinance for the year 1915.

SEC. 248.—Where the license tax exceeds the sum of \$5.00, the Treasurer, upon the approval of the Mayor, may prorate the price of all license taxes hereinbefore enumerated, (except where otherwise provided in this chapter), upon all business, trades and occupations, including dray and hack licenses, commenced after the first day of July, 1914, but no license shall be issued for a sum less than one-half the cost of the full year's license.

SEC. 249.—*It is ordained by the authority aforesaid, That all ordinances or parts of ordinances or resolutions in conflict with this ordinance be and the same are hereby repealed.*

Adopted in Council February 4th, 1914.

Approved: JNO. C. COOK,
Mayor.

Attest: M. M. MOORE,
Clerk of Council.

ORDINANCE.

CHAPTER 33.

FIXING DRAY, HACK, AUTOMOBILE AND OTHER VEHICLE LICENSE FOR THE YEAR 1914.

SECTION 250.—*It is ordained by the Mayor and Aldermen of the City of Columbus, That for the year 1914, the rate of dray, hack, automobile and other vehicle license shall be as follows:*

Hack, drawn by one horse.....	\$15.00
Hack, drawn by two horses	20.00
Automobile, carrying passengers for a fare.....	20.00
Automobile, delivering merchandise, baggage or freight 2,000 pound capacity, \$15.00; over 2,000 pounds.....	25.00
Dray, express or other vehicle used for delivering mer- chandise of any kind, drawn by one horse.....	10.00
Express or other vehicles used for delivering merchan- dise, except drays drawn by two horses.....	15.00
Dray, drawn by two horses.....	20.00
Dray, drawn by three horses.....	30.00
Dray, drawn by four horses.....	30.00
Omnibus, drawn by two horses.....	20.00

Each baggage wagon, engaged exclusively in the transfer of baggage, whether run in conjunction with licensed hack or other vehicle, charging for such transfer shall pay as a dray.

Drays or other vehicles, run by any person or firm, in their own business or otherwise and whether they be employed in general business of their owners and their customers, shall pay the same license tax as is charged for drays.

License shall be paid annually in advance. The owner of each dray or other vehicle for hire shall procure license and a number, the number to be fastened to the rear axle or right hand side of each vehicle, all old numbers to be removed and the police are enjoined to enforce this regulation. No license provided for in this ordinance shall be transferred more than one time during the year for which it is issued, except that licenses issued for hacks and automobiles carrying passengers for fare may be transferred as hereinafter provided for.

All hacks shall be required to have a lamp on each side thereof and the same shall be lighted and the light unobstructed when running at night, under a penalty of not less than \$1.00 nor more than \$5.00 in the discretion of the Recorder. All motorcycles shall be required to carry a light on the front while running at night.

Each and every hack or vehicle used in the City of Columbus for the transportation of passengers shall have the license number of said vehicle plainly printed on the said lamp. For violation of this clause each person offending shall be summoned before the Recorder and fined not less than \$5.00.

Each driver while in charge of a hack or automobile carrying passengers for a fare, shall wear on his hat or cap or lapel

of his coat, a badge, the number of which shall correspond with the number of hack or automobile.

All hacks, drays and automobiles carrying passengers for a fare, are subject to the call of the police and chief of the fire department, and a refusal to respond to such a call shall subject the offender to a fine of not less than \$5.00. No license for a hack or automobile carrying passengers for a fare shall be issued unless the applicant presents to the Clerk of Council a certificate from the Chief of Police that the vehicle and team which the applicant proposes to use is such as will be creditable and safe, and that the driver is of proper age, and a suitable and proper person.

And it shall be the duty of the Chief of Police to make monthly inspection of said hacks and teams and automobiles, carrying passengers for fare, on the 15th day of each month, or such other date as may be named by the Chief of Police, and if found in such condition as to be unsafe or discreditable, to revoke the license until such defects are remedied; also to make a report to Council every three months of the condition of said hacks and teams and automobiles, carrying passengers for a fare. No license to be transferred except by permission of the Chief of Police.

No person shall, within the limits of the union passenger station, Broad Street, Chattahoochee or other railroad depot, drum, solicit, persuade or attempt to induce any person to ride in any hack or other licensed vehicle, or not to ride in any particular hack or vehicle.

No drummer or solicitor or person to patronize hotels or boarding houses, shall, when permitted within the limits of any railroad depot, announce or carry on his business out of an ordinary tone of voice. The violation of any portion of the above ordinance shall subject the offender to a fine not to exceed \$10.00 or imprisonment not to exceed thirty days in the discretion of the Recorder.

Adopted in Council December 30, 1913.

Approved: JNO. C. COOK,

Attest: M. M. MOORE,

Mayor.

Clerk of Council.

ORDINANCE.

CHAPTER 34.

REGULATING THE SALE OF LIQUORS IN IMITATION OF
ALCOHOL—SPIRITUOUS OR MALT LIQUORS, 1914.

SECTION 251.—Near Beer Licenses.—*It is ordained by the Mayor and Aldermen of the City of Columbus,* That every person or firm dealing in any beverage or drink of liquor in imitation of, or intended as a substitute for beer, wine, whiskey or other alcoholic, spirituous or malt liquors to be sold within the corporate limits of the City of Columbus, either at wholesale or at retail, shall pay a license of \$200.00, the business to be carried on only at the place named in the license, unless the location is changed by consent of Council. Application for license shall be made on a blank form, to be furnished by the Clerk of Council, and the tax shall be paid before the license is issued. No assignment or transfer of any license shall be made unless with the consent of Council. The license shall be posted conspicuously in the place of business. The Clerk of Council shall furnish the Chief of Police with the name of each person or firm that takes out a license. No license for the sale of such beverage, drink or liquors as referred to in the above section, shall be issued for less than the price of a full year's license. Under the wholesale license the dealer shall sell only in kegs, or bottles packed in cases or barrels and shall not permit any liquor to be drunk on the premises or within the place of business. Under the retail license, a dealer shall not sell in quantities greater than four and one-half standard gallons. All licenses shall expire on the 31st day of December after date of license.

SEC. 252.—Closing and Opening Hours.—All dealers or employees having charge of stores in which such beverages, drinks or liquors are sold, shall close their places of business

at 11:30 P. M., and shall not open same earlier than 4:00 o'clock A. M. In buildings in which said liquors are sold at retail no screens, partitions or other obstructions shall be allowed which will prevent full, complete and public view of such place or places, at all times where such beverages, drinks or liquors are sold.

SEC. 253.—Saloons Subject to Inspection.—All houses or places of business in which such liquors are sold shall be subject to inspection by the police at any and all times.

SEC. 254.—Sunday Regulations.—Dealers or employees having charge of houses or places of business in which any of such liquors are sold, shall not open said houses or places of business nor permit same to be opened on Sunday nor Sunday night.

SEC. 255.—Revocation of Licenses.—The Mayor and Council may upon proof of the violation of this ordinance, or any other ordinance of the city, or law of the state, in reference to the sale of liquor, or upon recommendation of the Board of Police Commissioners, that the license be revoked because of disorderly conduct in the house in which such liquors are sold, or any part of the premises under control of the party holding a license, forfeit and revoke the license of the offending party, and the City of Columbus shall not be liable for the return or refunding of any part of the license, by reason of such revocation; and all licenses are issued by the city and accepted by the parties in taking them subject to all conditions set forth in this ordinance.

SEC. 256.—Penalty for Violating.—Any person violating this Chapter or any part thereof, shall on conviction before the Recorder, be punished by fine, not to exceed \$100 or imprisonment not longer than sixty days, either or both in the discretion of the Recorder.

CHAPTER 35.

APPROPRIATIONS FOR 1914.

SECTION 257.—Appropriations.—

Salaries	\$ 15,000.00
Police	40,000.00
Fire department	41,000.00
Streets, parks and sprinkling	12,000.00
Sewers	3,000.00
City stables	7,500.00
Sanitation	9,500.00
Hospital	4,500.00
Cemeteries	5,000.00
Market and magazine.....	3,300.00
Bridges and wharf	1,800.00
Gas and electric lights.....	12,500.00
Water rent	11,750.00
Parks	2,400.00
City stockade	1,200.00
Printing and advertising	1,500.00
Pauper burials	300.00
Fuel account	1,000.00
Stationery	250.00
Kindergarten	300.00
Old Woman's Home.....	50.00
Charity	150.00
Associated charities	500.00
Miscellaneous	7,500.00
Interest	1,500.00
Georgia Industrial Home	100.00

ARTICLE V.

THE PUBLIC SAFETY—BUILDINGS—FIRE
REGULATIONS.

ARTICLE V.

CHAPTER 36.

FIRE LIMITS.

SECTION 258.—Fire Limits Defined.—The fire limits of the City of Columbus shall be as follows: All that territory bounded by a line drawn from the Chattahoochee river east along Fifteenth Street to a point one hundred and fifty feet east of First Avenue; thence south to a point ninety feet south of Tenth Street; thence west to a point one hundred and fifty feet west of First Avenue; thence south to Ninth Street; thence west to the river and up along the river to the point of commencing; also all that territory lying one hundred and ninety-three feet north of Twelfth Street and west of Second Avenue, and all that territory lying one hundred and fifty feet south of Twelfth Street and west of Second Avenue; also the city block bounded on the north by Fifteenth Street, on the east by the right of way of the Central of Georgia Railway, and on the south by Fourteenth Street, and on the west by Sixth Avenue.

CHAPTER 37.

BUILDING REGULATIONS—PROVIDING RULES FOR THE CONSTRUCTION OF BUILDINGS, ETC.

SECTION 259.—Permits to Build.—When any person shall be desirous of erecting, repairing, changing or altering any building, buildings or structure, within the fire limits of the City of Columbus, he shall make application at the office of the General Inspector for a permit for that purpose, and shall furnish said

Inspector with a written statement of the proposed location, dimensions and manner of construction of the proposed buildings or structure, and the materials to be used and the plans and specifications of the proposed building, buildings or structure, which shall be delivered to said Building Inspector, and remain in his custody not exceeding five days to allow the necessary examination to be made of same, and if required by the Inspector, a copy of said plans and specifications shall be filed in the office of said Inspector of buildings. After which, if it shall appear to said Inspector that the laws and ordinances of the city are complied with, he shall give the permit asked for in writing. Blank forms for the detailed statement, as herein required, may be obtained at the office of the Inspector of buildings for applicants to fill out, describing location of the proposed structure, number and height of stories, dimensions of joists and timbers and distance apart, dimensions of supporting iron work, (if any) for what purpose the building, buildings or structure is designed, and such other information applicable to the proposed improvement, which statement so properly filled out, the owner or owners, his or their architect or agent, shall sign the agreement contained in said detailed statement, that he or they will in all respects construct the work in accordance with such detailed statement, plans and specifications, and in compliance with the laws and ordinances of the City of Columbus, and it shall not be lawful to proceed to construct, alter or repair any building, buildings or structure within the fire limits of said City of Columbus, without such permit.

SEC. 260.—Record of Permits.—It shall be the duty of said Inspector to keep a record of all permits issued, which shall be regularly numbered in the order of their issue, and also a record of the statements upon which permits are issued. He shall also keep a record of and report to the City Council on the 1st of December of each year, a full and complete register of the number, description and size of every building erected in the city during that year, of what material constructed, with the aggregate of the number, kind and cost of buildings.

SEC. 261.—Inspector's Duties.—It shall be the Inspector's duty to visit and inspect each and every house or houses, building or

buildings, which may be in the course of erection, construction or alteration, within the fire limits of the city, and to see that each house or houses, building or buildings are being erected, constructed or altered according to the provisions of this chapter and all acts and ordinances in force in said city and the manner adopted for the security thereof against fires, and the safety of the occupants; that the materials used are suitable for the purpose and that the work is done in a substantial and workmanlike manner, and is of sufficient strength and solidity to answer the purpose for which it is designed and before the foundations are laid, he shall examine the trench dug for the same, and be fully satisfied that the soil or substratum is sufficient for the structure, or at least the best that can be obtained. And should the nature of the soil be such and the work of sufficient magnitude as to require piling, the same should be done; *provided*, that it may be deemed necessary by the Inspector; that his visits and inspections shall be repeated from time to time during the erection, construction or alteration of each house or houses, building or buildings, until the walls have been completed and the same enclosed, when his duties shall terminate.

SEC. 262.—Brick and Stone Buildings.—It shall not be lawful for any person to erect, construct or build or cause to be erected, constructed or built, any brick, iron, granite, marble, concrete or stone house or building, or any house or building composed partly of brick, iron, granite or stone or to alter any such building so as to make it substantially a new building unless the same shall have been inspected from time to time by the Inspector of buildings.

SEC. 263.—Buildings in Fire Limits.—No person or persons shall erect, or cause to be erected, within the fire limits of the City of Columbus, as now established by ordinance, or hereafter may be established by ordinance, any building or addition to a building, the outer walls of which are not composed entirely of brick, stone or mortar, iron, concrete or other incombustible material. Every building erected or built as aforesaid shall be covered or roofed with slate, tin, zinc, copper, iron or other fire-proof roofing, and if any building within the limits afore-

said shall be destroyed to the extent of one-half thereof, it shall be unlawful to rebuild the same unless the outer walls and the roof of the portion rebuilt shall be composed entirely of incombustible materials.

SEC. 264.—Repairs in Fire Limits.—Whenever any frame building within the fire limits shall have become damaged by fire or decay, the extent of which, in the judgment of the Inspector of buildings exceeds fifty per cent. of the value of the building, it shall be condemned by the Inspector of buildings and it shall be unlawful, as aforesaid, to repair the same. *Provided, however,* that any building or structure so condemned may be repaired for temporary occupancy not exceeding thirty days, at the end of which period said building shall be vacated and the repairs forthwith removed.

SEC. 265.—Height and Walls. Regulations.—The height of stories for all given thickness of walls within the fire limits must not exceed 11 feet in the clear for the basement, 18 feet in the clear for the first story, 15 feet in the clear for the second story, 13 feet in the clear for the third story, 12 feet in the clear for the fourth story, and 14 feet in clear average height of upper story; if any story exceeds these heights, respectively, the walls of such story and of all stories below the same, shall be increased four inches additional to the thickness hereafter mentioned.

SEC. 266.—Walls of Buildings.—In accordance with the foregoing provisions, all walls for business buildings or for buildings used for store purposes and dwellings combined shall be of the thickness designated in the following table:

Height of Building.	Thickness of Wall in Inches.
1 story building.....	13.
2 story building.....	13, 13.
3 story building.....	17, 13, 13.
4 story building.....	17, 17, 13, 13.
5 story building.....	22, 17, 17, 13, 13.
6 story building.....	22, 22, 17, 17, 13, 13.

Parapet wall to rise not less than 18 inches above roof, and to be not less than 13 inches thick.

Girder and beams to rest on ledges of metal, stone or brick. *Provided,* that in buildings of more than one story in height

where the weight of the floor is carried on reinforced concrete columns and no portion of the weight of the floor is carried by the walls of the building, four inches may be deducted from the thickness of the walls as above specified; *provided*, that no walls of less than 13 inches thickness shall be permitted.

The following being a full and correct description of a standard building:

Is one having walls of brick or stone (brick preferred) not less than 13 inches thick at top story, extending through, and 18 inches above roof in parapet and coped, and increasing 4 inches in thickness for each story below the ground, the increased thickness for each story to be utilized for beam and girder ledges. Ground floor area not over 5,000 square feet, (say 50 by 100); height not over four stories, or 50 feet; floors of 3 inch plank, covered by 1 inch flooring, crossing at right angles, with water-proof paper between (tin or sheet-iron preferred); wooden beams and girders and wooden story posts or columns 12 inches square or protected iron columns; elevators, stairways, etc., cut by brick walls or plaster on metallic studs and lathing communications with stairway at each floor protected with approved tin covered doors and fire proof sills; windows and doors on exposed sides protected by approved tin covered doors and shutters; walls of flues not less than 8 inches in thickness to be lined with fire brick, terra cotta or cast iron, and throat capacity not less than 64 square inches, if steam boilers are used; all floor timbers to be trimmed at least 4 inches from outside of flue; heated by steam; lighted by gas; cornices of brick, metal, terra cotta or other incombustible material; roof covered with metal or tile; if partitions are hollow or walls are furred off there must be mortar or other fire stops at each floor.

SEC. 267.—Business Buildings.—The term “business building” shall embrace all buildings used principally for business purposes, thus including, among others, hotels, theatres and office buildings.

SEC. 268.—The term “wholesale store” or “warehouse” shall embrace all buildings used or intended to be used exclusively for purposes of mercantile business or storage of goods.

SEC. 269.—Basements.—A basement story of any building is defined as a story whose floor is 12 inches or more below the sidewalk and whose height does not exceed 11 feet in the clear. All such stories that exceed 12 feet high shall be considered as first stories.

SEC. 270.—Height.—The height of all buildings for the purpose of this ordinance shall be taken from the grade of sidewalk to a point half way from the lowest to the highest part of the roof.

SEC. 271.—Height Increased. How.—Whenever it is sought to increase the height of any building beyond the height for which the original permit was granted, the thickness of walls thereof shall also be increased in accordance with the table in Section 9, above entitled, "walls of buildings."

SEC. 272.—Churches and Public Halls.—The outside walls of rooms having trussed roofs or ceilings, such as churches, public halls, theatres, dining rooms, or the like, if more than 15 or less than 25 feet high, shall average at least 16 inches; if over 25 feet high, at least 20 inches; if over 45 feet high, at least 24 inches in thickness. An increase of 4 inches in thickness shall be made in all cases where the walls are over 100 feet long, unless there are cross walls of equal height.

SEC. 273.—Thickness of Walls. Regulations.—If solid buttresses are employed with a sectional area of 300 or more square inches, placed less than 18 feet apart, and extended to or nearly to top of walls, 4 inches may be deducted from the thickness of any wall having such buttresses.

SEC. 274.—Cut Stone Facings.—Cut stone facings of walls shall be backed up with brick work of same thickness required where no cut stone is used. In cases where the cut stone is used, in a great measure, self-supporting, 4 inches less thickness of brick back may be used. Ashler fronts, properly bonded to the brick work may have backing same as self-supporting stone fronts or walls.

SEC. 275.—Party Walls.—Any party wall now existing that shall have been built conformable to the requirements of any law regulating the construction of such walls, and in force at the

time of such construction, if sound and in good condition, may be used in the construction of any adjoining building; *provided, however*, that no brick work shall be placed on such wall to give additional height to the wall, unless the thickness of such additional wall and the thickness of the old wall in each story shall at least equal thickness required for division walls. This Section shall apply in all cases where it is desired to add additional height to any business building. In case of outside walls of any business building being built against the wall of any old building (not being a party wall) the new wall shall be of the same thickness required for outside walls in such building.

SEC. 276.—Electrical Work. Permits and Inspections.—The installation of all electrical wiring in the City of Columbus for all light, power or other use, shall be done in strict accordance with the rules of the Southeastern Underwriters Association. All persons, firms and corporations desiring to install electric wiring, shall make written application for permit to do so to the General Inspector on blank form furnished by said General Inspector for that purpose, and before said wiring shall be connected for use the same shall be subject to and shall be inspected by the General Inspector of the city to see that such wiring has been installed in a workmanlike manner, and in compliance with Southeastern Underwriters rules and regulations for electric wiring.

SEC. 277.—Connecting Service Wires. Permits and Inspection. That all electric or power companies engaged in selling electricity in the city, shall before connecting their service wires to such installations have furnished to them by the owner or tenant the certificate of Inspector showing that the work has been approved by the General Inspector.

SEC. 278.—Dwellings in Fire Limits.—All dwelling houses in the fire limits, including those having first story used for business purposes and all other buildings that are used more than two stories high, having flat roof, shall have all the walls (except front walls) extended 16 inches above the roof, and not less than 8 inches thick; to have proper copings of incombustible materials, double pitched roofs, to have their division and side

walls carried up, forming fire walls in same manner; walls at eaves of all roofs (except flat roofs) shall be carried up their full thickness flush with the upper edge of the rafters of the roof, and the sheeting boards shall be bedded in mortar on such walls.

SEC. 279.—Roofs of Business Buildings.—Business buildings more than two stories high, having flat roofs, shall have their side and rear walls carried up 2 feet above the roof; division or party walls, 4 feet above forming fire walls not less than 12 inches thick, to have copings of incombustible material; front walls may terminate flush with the upper surface of sheeting of roof. Division and party walls to extend through mansard or other steep roofs not less than 16 inches and having copings same as other fire walls.

SEC. 280.—Chimneys.—No chimney shall be built with less than 4 inch wall, and no chimney top shall be less than 5 feet above the roof (for flat roofs), and 2 feet above the ridge of any pitched roof. Ordinary flues in business buildings shall have walls and 8 inch jams; flues larger than 250 square inches and less than 500 square inches shall be surrounded with walls not less than 8 inches thick; those erected or hereafter to be built or erected, shall not be cut off or altered without a permit to do so having been first obtained from the Inspector. Every temporary support placed under any structure wall, girder, beam or column during the erection, finishing, altering or repairing of any building or part thereof, shall be equal in strength to the permanent support for such construction.

SEC. 281.—Doorways and Openings.—No opening or doorway shall be cut through a party wall of a brick building without a permit from the Inspector and every such doorway or opening shall have top, bottom and sides of stone, brick or iron; shall be closed by two standard metal covered doors (separated by the thickness of the wall) hung to rabbitted iron frames or to iron hinges in brick or stone rabbits; shall not exceed 10 feet in height and 8 feet in width and every opening other than a doorway shall be protected in a manner satisfactory to the Inspector.

SEC. 282.—Wood Used in Walls. Regulations.—No timber, excepting lathing strips, shall be used in any wall of any brick building, except arched forms for interior arched opening.

SEC. 283.—Anchors in Walls.—All walls of a brick building on which the ends of beams rest shall be anchored at each tier of beams at intervals of not more than 10 feet apart, with good, strong wrought iron anchors at least $\frac{1}{2}$ inch by $1\frac{1}{2}$ inches well built into the walls, and fastened at the top of the beams; and where the beams are supported by girders, the ends of the beams resting on the girders shall be butted together, end to end and strapped with wrought iron straps or tie irons at the same distance and in the same beams as the wall anchors and shall be well fastened.

SEC. 284.—Piers.—All piers shall be built of the best quality of good, well burnt hard brick, laid in cement and sand mortar, and well wet when laid in warm weather.

SEC. 285.—Brick Piers Under Lintels.—Brick piers, under lintels, girders or columns of brick buildings over one story high shall have a cap of iron at least 2 inches thick, the full size of the pier.

SEC. 286.—Brick Piers.—Brick piers and buttresses shall be bonded with thorough courses, level and bedded, each course, and where their foundations rest on piles, a sufficient number shall be driven to insure a proper support.

SEC. 287.—Metal Columns.—Every metal column in a brick building shall rest on an iron plate of not less thickness than 2 inches. Wooden columns supporting girders and floors in such buildings shall set on $1\frac{1}{2}$ inch iron plates, with sockets and counter sinkages.

SEC. 288.—Backing of Iron Fronts.—The backing of any iron front that is not wholly self-supporting shall be treated as an independent wall. If the iron is self-supporting then the party wall shall be extended to meet the outer thickness of iron, and all vacancies shall be filled with grout to insure a complete separation of adjoining buildings.

SEC. 289.—Roofs in Fire Limits. Pitch of Roofs.—The weather covering of all roofs within the fire limits shall be made of

incombustible materials, the pitch of non-combustible composition roofs shall not exceed two inches to the foot.

SEC. 290.—Roofs. Tar or Woodwork.—No uncovered tar, composition, resin, felt or woodwork shall in any way be exposed on any roof or appendages.

SEC. 291.—Flues.—Appendages of any business building above the first story and above thirty feet from grade of sidewalk on any building, walls of such flues above the inlet funnel shall be 12 inches thick for the first 15 feet around and above such inlet; tops of such chimneys to be at least 8 feet above the roof, or five feet above the highest part of the roof within 50 feet of such chimney. Flues with more than 500 or less than 800 inches area shall have not less than 12 inch walls for the first 36 feet and 16 inch walls opposite the inlet and 10 feet above the same, top of chimney 10 feet above the roof, or 7 feet above the highest part of the roof within 50 feet of such chimney; *provided*, that all chimneys having walls less than 8 inches thick shall be plastered on the brick or covered with metallic lath or wire cloth, before plastering.

SEC. 292.—Chimneys and Flues.—The provisions of the foregoing Sections as to the thickness of walls pertaining to chimneys shall be applicable only to such chimneys as are part of or situated in any building. Flues in party walls shall not extend beyond the center of the wall. Joint flues in party walls shall be separated by a 4 inch width of fire brick their entire length.

SEC. 293.—Chimney Foundations.—Any chimney not forming a part of a wall shall rest upon the ground, with proper foundation and in no case shall any chimney rest on or be supported by frame work, beams or posts of woodwork of any description.

SEC. 294.—Foundations of Buildings.—Proper foundation of masonry shall be prepared for the support of buildings and no foundation shall be less than one foot below the exposed surface of the ground and in no case shall any foundation rest on any filling or made ground. The breadths of the foundations of the several parts of any buildings shall be proportioned so that as nearly as practicable the pressure shall be equal on each square

foot of the foundation. Cement mortar shall be used in the masonry of all foundations exposed to dampness.

SEC. 295.—Piles.—Piles driven for a wall to rest upon shall not be less than 8 inches in diameter at the smallest end and shall be spaced not more than 3 feet on centers in the direction of the length of the wall, and nearer if required by the Inspector. The Inspector shall determine the grade at which piles shall be cut off.

SEC. 296.—Walls on Piles.—Walls not exceeding 20 feet in height, where piling is necessary may rest on a single row of piles if deemed advisable by the Inspector; walls exceeding 20 feet in height shall rest on not less than two rows of piles. Extra piles shall be driven where required by the Inspector.

SEC. 297.—Headers in Brick Walls.—In brick walls every seventh course shall be headers. All fire flues shall be smoothly plastered or have struck joints. Walls shall be securely anchored to the timbers and joists resting upon them.

SEC. 298.—Hollow Walls.—Hollow walls, not bearing walls, may be used in all cases; but all hollow walls shall be bonded or tied together with incombustible anchors, placed not more than 3 feet apart. If used as bearing walls, the thickness shall be reckoned by their solid parts, unless either part is at least 8 inches thick, and solid connections are made in upright direction, not less than 12 inches wide nor more than 8 feet apart from centers. In such cases two-thirds of the hollow space shall be connected with the solid parts. *Provided*, that in no case shall the ends of the joists or other wood be allowed to come within four inches of the hollow space.

SEC. 299.—Walls. Temporary Supports.—No wall of any building now erected or hereafter to be erected or built, shall be cut off or altered without a permit so to do having been first obtained from the Inspector. Every temporary support placed under any structure wall, girder, beam or column during the erection, finishing, altering or repairing of any building or part thereof, shall be equal in strength to the permanent support required for such construction.

SEC. 300.—Doorways. Party Walls. Permits.—No opening or doorway shall be cut through a party wall of a brick building without a permit from the Inspector, and every such doorway or opening shall have top, bottom and sides of stone, brick or iron; shall be closed by two standard metal covered doors (separated by the thickness of the wall) hung to iron frame or to iron hinges in brick or stone rabbits; shall not exceed 10 feet in height and 8 feet in width, and every opening, other than a doorway shall be protected in a manner satisfactory to the Inspector.

SEC. 301.—Brick Walls.—No timber, excepting lathing strips, shall be used in any wall of any brick building except arch forms for interior arch opening.

SEC. 302.—All walls of a brick building on which the ends of beams rest shall be anchored at each tier of beams at intervals of not more than 10 feet apart, with good, strong wrought iron anchors at least one-half inch, well built into the walls and fastened at the bottom of the beams; and where the beams are supported by girders, the ends of the beams resting on the girders shall be butted together, end to end, and strapped with wrought iron straps or tie irons at the same distance apart and in the same beams as the wall anchors and shall be well fastened.

SEC. 303.—Piers.—All piers shall be built of the best quality of good, well burnt hard brick, laid in cement and sand mortar and well wet when laid in warm weather.

SEC. 304.—Brick Piers. Caps.—Brick piers, under lintels, girders or columns of brick buildings over one story high shall have a cap of iron at least two inches thick, the full size of the pier.

SEC. 305.—Brick Piers and Buttresses.—Brick piers and buttresses shall be bonded with thorough courses, level and bedded, each course, and where their foundations rest on piles a sufficient number shall be driven to insure a proper support.

SEC. 306.—Metal Columns.—Every metal column in a brick building shall rest on an iron plate of not less thickness than two

inches. Wooden columns supporting girders and floors in such buildings shall set on one and a half inch iron plates with sockets and counter sinkages.

SEC. 307.—Backing of Fronts.—The backing of any iron front that is not wholly self-supporting shall be treated as an independent wall. If the iron is self-supporting, then the party wall shall be extended to meet the outer thickness of iron and all vacancies shall be filled with grout to insure a complete separation of adjoining buildings.

SEC. 308.—Roofs.—The weather covering of all roofs within the fire limits shall be made of incombustible materials. The pitch of non-combustible composition roofs shall not exceed two inches to the foot.

SEC. 309.—Roofs.—No uncovered tar, composition, resin, felt or woodwork shall in any way be exposed on any roof or appendages.

SEC. 310.—Appendages of Business Buildings.—Appendages of any business building above the first story and above thirty feet from grade of sidewalk on any building, if not wholly of incombustible material shall be enveloped with metal. Dormer windows, cornices, mouldings, balconies, bay windows, towers, spires, ventilators, etc., shall be considered as appendages.

SEC. 311.—Bay Windows.—No bay windows or other structure shall be placed on any building so as to project over any public way or square without the permission of the City Council.

SEC. 312.—Skylights.—Glass in all skylights if not “prismatic lights,” shall be protected by screens made of No. 10 (or heavier) wire, with meshes not exceeding one and one-half inches; such screen to be secured to the sash and kept at least four inches above the glass.

SEC. 313.—Metallic Leaders.—All buildings hereafter erected within the fire limits shall be kept provided with proper metallic leaders for conducting the water from the roof to the ground, sewer or street gutter in such a manner as shall protect the walls and foundations from damage; and in no case shall the water from such leaders or otherwise be allowed to flow upon the

surface of the sidewalk, but shall be conducted underneath the sidewalk by drain pipes to the street gutter or sewer.

SEC. 314.—Cornices, Gutters and Eaves.—All cornices, gutters, eaves and parapets on buildings within the fire limits (above first story of business buildings and above thirty feet from grade of sidewalk on all other buildings) shall be made of incombustible materials.

SEC. 315.—Scuttles to Roofs.—All roofs shall be so constructed as to be reached by a scuttle, or by iron steps fastened to the outside of the outer wall. If by scuttle, the same shall be at least 20 to 30 inches, the frame and lid covered with metal, and shall have a stationary ladder communicating with the scuttle.

SEC. 316.—Stand Pipes for Certain Buildings.—All business buildings being more than fifty-six feet high, covering an area of more than five thousand superficial feet, also all buildings exceeding eighty feet in height, shall have a two and one-half inch or larger metallic stand pipe within and near the wall and connected with the water main under full pressure supplied by the waterworks with a hose connection on each floor. Said stand pipe shall have a stop valve at the sidewalk so arranged that the supply can be cut off in case of necessity. All hose couplings shall conform to the size and pattern adopted by the fire department.

SEC. 317.—Floor Beams, Joists and Headers.—All floor beams, joists and headers shall be kept at least two inches clear of any wall enclosing a fire flue or chimney breast, and the space left between the framing and such flue shall be filled with solid gauged mortar, to be a heavy coat of plastering put on the walls of such flues before any other woodwork shall be placed against it.

SEC. 318.—Floors.—All floors shall be constructed to bear a safe weight per superficial foot, exclusive of materials as follows: For dwellings, tenants or lodging houses, one hundred pounds; for storehouses, warehouses, machine shops, armories and drill rooms, not less than two hundred and fifty pounds. These requirements shall apply to all alterations as well as to

new buildings. In all calculations for the strength of materials to be used in any buildings, the proportion between the safe weight and the breaking weight shall be as one to three for all beams, girders and other pieces subjected to cross strain; and as one to six for all posts, columns and other vertical support, and for all beams, and other pieces subjected to a tensile strain; and the requisite dimensions of each piece of material are to be ascertained by computation by rules given by the best authorities using for constants in the rules only such numbers as have been deduced from experiments on materials of like kind with that proposed to be used.

SEC. 319.—Hearths and Fireplaces.—All hearths for fireplaces shall rest on trimmer arches, the header kept at least 18 inches from face of chimney breast. The back of all fireplaces shall not be less than 8 inches thick; all stove pipe holes to have proper thimbles and stoppers.

SEC. 320.—Ends of Joists.—Ends of joists or beams entering a brick wall shall be cut not less than three inch bevel so as not to disturb the brick work by any defection or breaking of the joists or beams. All joists or timbers entering a party or division wall from opposite sides shall have at least 4 inches of solid brick between the end of such timber or joists. All buildings for residence or business purposes shall have the brick project not less than $1\frac{1}{2}$ inches inside the face of the wall between the joists of each floor and ceiling joists.

SEC. 321.—Joists and Girders.—Joists and girders in any building shall be of proper dimensions to sustain the load designated to be placed upon them. Girders may rest upon piers of brick or stone or upon columns of wood or iron of proper dimensions. All floor joists shall be properly bridged with cross bridges. All headers in floor framing of business buildings that are placed at a greater distance than 2 feet from the end of a trimmer shall be fixed in proper iron stirrups.

SEC. 322.—Unsafe Buildings. Duties of Inspector and Owners.—The owner or other party having an interest in any building, staging or other structure or anything connected with or attached to a building or other structure which shall be unsafe so as to

endanger life, shall immediately upon notice received in writing from the General Inspector, cause the same to be made safe and secure, or taken down and when public safety requires immediate action, the Inspector may enter upon the premises, with such assistance as may be necessary and cause the said structure to be secured or taken down without delay, at the expense of such owner or party interested. No temporary staging or stand for observation purposes shall be constructed or occupied upon the roof of any building within the city.

SEC. 323.—Unsafe Buildings. Penalty.—Every building which shall appear to the Inspector to be especially dangerous in case of fire, by reason of bad condition of walls, overloaded floors, defective construction, decay or other cause, shall be held to be unsafe; and the Inspector, besides proceeding as provided in the preceding Section, may also affix a notice of the dangerous character of the structure in a conspicuous place on the exterior wall of said building; any person removing such notice so affixed shall be liable to a fine of not less than \$10.00 nor more than \$50.00 for each and every offense, to be paid into the treasury of said city, or in default of said payment to work on the public works not more than thirty days.

SEC. 324.—Unsafe Buildings. Penalty.—The owner or party having an interest in an unsafe building or structure mentioned in the two preceding Sections, being notified thereof in writing by the Inspector shall forfeit and pay a fine to the use of said city for every day's continuance thereof after such notice, a sum of not less than \$10.00 nor more than \$50.00, or in default of said payment to work on the public works not more than thirty days.

SEC. 325.—Buildings Enveloped with Metal.—No building now or hereafter if not wholly of incombustible material shall be enveloped with metal. Dormer windows, cornices, mouldings, balconies, bay windows, towers, spires, ventilators, etc., shall be considered as appendages.

SEC. 326.—Bay Windows.—No bay window or other structure shall be placed on any building so as to project over any public way or square, without the permission of the City Council.

SEC. 327.—Glass in Skylights.—Glass in all skylights if not “prismatic lights” shall be protected by screens made of No. 10 or heavier wire, with meshes not exceeding $1\frac{1}{2}$ inches; such screen to be secured to the sash and kept at least 4 inches above the glass.

SEC. 328.—Roofs. Metallic Leaders for Water.—All buildings hereafter erected within the fire limits shall be kept provided with proper metallic leaders for conducting the water from the roof to the ground sewer or street gutter in such a manner as shall protect the walls and foundations from damage; and in no case shall the water from such leaders or otherwise be allowed to flow upon the surface of the sidewalk, but shall be conducted underneath the sidewalk by drain pipes to the street gutter or sewer.

SEC. 329.—Cornices, Gutters and Eaves.—All cornices, gutters, eaves and parapets on buildings within the fire limits (above first story of business buildings and above thirty feet from grade of sidewalk on all other buildings) shall be made of incombustible materials.

SEC. 330.—Roofs, Scuttles.—All roofs shall be so constructed as to be reached by a scuttle, or by iron steps fastened to the outside of the outer wall. If by scuttle, the same shall be at least 20 by 30 inches, the frame and lid covered with metal and shall have a stationary ladder communicating with the scuttle.

SEC. 331.—Hose Couplings. Stand Pipes.—All business buildings being more than 56 feet high, covering an area of more than 5,000 superficial feet, also all buildings exceeding 80 feet in height, shall have a $2\frac{1}{2}$ inch or larger metallic stand pipe within or near the wall, and connected with the water main under full pressure, supplied by the waterworks with a hose connection on each floor. Said stand pipe shall have a stop valve at the sidewalk so arranged that the supply can be cut off in case of necessity. All hose couplings shall conform to the size and pattern adopted by the fire department.

SEC. 332.—Floor Beams Near Fire Flues.—All floor beams, joists and headers shall be kept at least 2 inches clear of any wall enclosing a fire flue or chimney breast, and the space left

between the framing and such flue shall be filled with solid gauged mortar to be a heavy coat of plastering put on the walls of such flues before any other woodwork shall be placed against it.

SEC. 333.—Floors.—All floors shall be constructed to bear a safe weight per superficial foot, exclusive of materials as follows: For dwellings, tenements or lodging houses, 100 pounds; for storehouses, warehouses, machine shops, armories and drill rooms, not less than 250 pounds; these requirements shall apply to all alterations as well as to new buildings. In all calculations for the strength of materials to be used in any buildings, the proportion between the safe weight and the breaking weight shall be as 1 to 3 for all beams, girders, and other pieces subjected to cross strain; and as 1 to 6 for all posts, columns and other vertical support and for all tie-beams, and other pieces subjected to a tensile strain; and the requisite dimensions of each piece of material are to be ascertained by computation by rules built and shall not be altered until it has been examined and approved by the Inspector as being in good and safe condition to be altered as proposed and the alteration so made shall conform to the provisions of this or any other ordinance of the City of Columbus in relation thereto:

SEC. 334.—Brick Walls and Buttresses.—All brick walls and buttresses shall be of merchantable, well shaped bricks, well laid and bedded, with well filled joints, in lime or cement mortar and well flushed up at every course with mortar; and all bricks used during the warm months shall be wet at the time they are laid; and shall be dry at the time they are laid during the cold months.

SEC. 335.—Flues in Walls.—No continuous vertical recess, chase or flues shall be made in any party wall so deep that it will leave thickness at the back less than 8 inches at any point, and no recess of any kind shall be made in any 8 inch wall. No horizontal recess shall be made in any wall, except by a special permit from the Inspector. No continuous vertical recess other than flues in stacks shall be nearer than 7 feet to any other recess.

SEC. 336.—Buildings in Fire Limits. Materials Approved by Inspector.—In the erection or alteration of any building within

the fire limits, the material of which in whole or in part, is other than brick, stone or wood, the thickness of walls, of such material, and the method of construction shall be such as the Inspector shall approve.

SEC. 337.—Partitions in Hotels and Tenements.—Partitions in hotel buildings and tenement houses made of scantling to be lathed and plastered shall be filled with brick work 8 inches high, in the best manner. Scantling partitions shall not be employed as supporters of any floor or roof except dwelling houses.

SEC. 338.—Stairways.—Stairways shall not be closed with partitions made of plank, board, flooring or scantling unless plastered on both sides or covered with metal, this Section to apply to all buildings within the fire limits, except dwellings.

SEC. 339.—Hoisting Openings.—Hoisting openings shall have trap doors (covered with metal on the underside) on all floors except where elevators are used, with sufficient guards for protection during the hours of business, and said doors shall be kept closed at all other times.

SEC. 340.—Stores and Manufacturing Plants in Fire Limits.—All stores, storehouses, mills, manufactories that may hereafter be erected within the fire limits, which are more than two stories high, shall have doors, blinds or shutters made of fire-proof metal on every window or entrance where the same do not enter upon a street. When, in any such building the shutters, blinds or doors cannot be put on the outside, they shall be put on the inside, and hung upon iron eyes or frames independent of any wood work; shutters above the first story to be arranged so that they can be opened from the outside. Wire glass set in metal frames shall be regarded as an equivalent to iron shutters.

SEC. 341.—Four-Story Buildings and Over in the Fire Limits.—All buildings in said fire limits four stories or more in height, not including basements used as a factory, work shop, lodge room, hotel, boarding house, public hall, or sleeping place or apartment, shall have thereon suitable and substantial fire escapes of the following character and materials: Brackets must

not be less than $\frac{1}{2}$ by $1\frac{3}{4}$ inches, wrought iron, placed edgewise or $1\frac{3}{4}$ inch angle iron, well braced, and not more than 3 feet apart, and the braces to brackets must not be less than $\frac{3}{4}$ inch square, wrought iron, and must extend two-thirds the width of the respective brackets or balconies. In all cases the brackets must go through the walls and be turned down 3 inches.

SEC. 342.—Fire Escapes.—The Chief of the Fire Department and Building Inspector shall constitute a Board of Fire Escapes, and no fire escape shall be accepted without their approval, and they shall have authority to decide the number and location of all fire escapes in buildings.

SEC. 343.—Fire Escapes May be Required. Penalty.—Whenever it is deemed essential for the safety of the occupants of any of the buildings hereinabove set forth by the Board of Fire Escapes, as hereinabove constituted, the Inspector of Buildings shall have served ten days' notice of a rule to appear before the Recorder to show cause if any they can, why the fire escapes as ordered by the Board of Fire Escapes, should not be erected on their property, in accordance with the requirements set forth in the ordinance on said subject. In the event the owner or agent of such building shall fail to appear before the Recorder to show cause why the fire escapes as contemplated above, should not be erected, said owner or agent shall be considered in default and failure to comply within thirty days thereafter with the requirements of the Board of Fire Escapes, as may be made in such cases, he or she shall be subject to a fine of not exceeding \$100.00 or to be imprisoned not exceeding thirty days, either or both, in the discretion of the court, and for each month thereafter until said Ordinance is complied with. Such owner or agent or tenant in possession shall be subject to the same penalties as aforesaid.

SEC. 344.—Fire Escapes. Kept in Repair.—After fire escapes have been placed on any building as aforesaid, in compliance with the provisions of this Ordinance and the same shall become unsafe or in need of change or repair in order to make the same safe, the Chief or Acting Chief of the Fire Department shall serve notice to make such change within ten days. In case of

failure of any owner to have such change or repairs made within the time as required by the notice, he shall for such failure be subject to the same penalty provided in this ordinance to place fire escapes in the first instance.

SEC. 345.—Businesses Forbidden in the Fire Limits.—No building within the fire limits of the City of Columbus shall be used or occupied in whole or in part for any of the trades hereinafter mentioned, to-wit: Planing mills, sash, door and blind factories, unless such buildings so occupied shall have in connection with it a brick or fire proof vault of sufficient capacity to contain all shavings, sawdust, chips or light combustible refuse connected therewith, and all such shavings or other light combustible refuse shall be removed daily from such premises to such vault. In no event shall proprietors, owners or lessees of such manufactories allow any combustible refuse to accumulate upon any lot or in any building unless stored in a fire proof vault.

SEC. 346.—Floors Under Heaters and Stoves.—Floors under all stoves shall be protected by a covering of incombustible material. Stoves shall be kept at least 20 inches and their smoke pipes 12 inches from any unprotected woodwork.

SEC. 347.—Boiler Houses.—The woodwork of all boiler houses and boiler rooms shall be kept at least 6 feet from the boiler and 4 feet from the breeching or smoke conductor, and 1 foot from the dome of the boiler, unless such woodwork is properly protected with incombustible material, and then there shall be at least 2 feet space from the boiler or smoke pipe and protection.

SEC. 348.—Floors in Boiler Rooms.—The floors of all rooms, when containing boilers, shall be made of incombustible materials, 5 feet on all sides and at least 8 feet in front of any boiler.

SEC. 349.—Steam Pipes.—Steam pipes shall be kept at least 2 inches from all woodwork; otherwise they shall be protected by a soapstone, asbestos or earthen ring or tube or rest on iron supports.

SEC. 350.—Officers May Enter Buildings for Inspection.—All the officers appointed under this or any future amendments to the same shall so far as may be necessary for the performance of their respective duties, have the right to enter any building or premises in the said city.

SEC. 351.—Alterations and Repairs.—Any work in addition to or alteration made for any purpose, into or upon any building except the necessary repairs, not affecting the external or party walls, chimneys, stairways or height of building, shall, to the extent of such work or alterations or addition, be subject to the regulations of this Code.

SEC. 352.—Egress Openings in Public Halls.—All egress openings in public halls shall have the word "Exit" conspicuously placed over them. The aisles in such halls at all times shall be kept unobstructed.

SEC. 353.—Elevators. Inspection of.—It shall be the duty of the Inspector of Buildings to cause a careful investigation of all passenger and freight elevators in the City of Columbus at least once in six months, and see that said elevator shafts and doors are in safe condition, and in accordance with the provisions of this Act.

SEC. 354.—Elevators. Inspector May Forbid Use.—It shall be unlawful for any person owning or having the care or control of any elevator to use or permit the use of the same after it has been declared by the Inspector to be in a dangerous or unsafe condition, and he has prohibited the use of the same, until all necessary repairs have been made, and the owner, agent or other person has secured a certificate from said Inspector that said repairs have been properly done, and that said elevator may be safely used.

SEC. 355.—Floor Timbers.—All floor timbers, headers and trimmers of every brick building hereafter erected or altered in which a chimney is to be built in a brick wall, shall be placed distant 2 inches from the outside of every chimney flue, and the space between such brickwork and timbers shall be closed in a proper forestop of incombustible material.

SEC. 356.—Chimney Flues and Heating Apparatus.—If any chimney flue or heating apparatus on any premises shall, in the opinion of the Inspector, endanger the premises, the Inspector shall at once notify in writing, the owner or agent of said premises. If such owner or agent fails for a period of 48 hours after the service of said notice to him to make such chimney, flue or heating apparatus safe, he shall be liable to a fine as prescribed in this ordinance.

SEC. 357.—Furnaces.—No furnace and no range set in masonry shall hereafter be placed or its location changed in any building, except as the Inspector shall approve.

SEC. 358.—Penalties.—Any person violating any of the provisions of this Chapter shall, on conviction before the Recorder, be punished by a fine of not exceeding \$100; imprisonment or labor on the public works not exceeding sixty days, any or all of them unless another penalty is specially provided.

SEC. 359.—Stove Flues.—That all stove flues shall be constructed of hard burned brick and shall be not less than 16 inches square from base to a point 6 inches above the roof line, lined with fire clay piping not less than 24 inches long; flue to be thoroughly plastered inside, and hung on iron stirrups of new iron of not less than $\frac{1}{4}$ by $1\frac{1}{4}$ inches, bent to come at least 1 inch below the ceiling. No flue to be less than 5 feet high, and higher should the Building Inspector deem it necessary for the safety of the building.

SEC. 360.—Party Walls.—All party walls shall be 4 inches in excess of the said walls as set out in Section 2 hereof by which Section 9 of the original ordinance is changed.

SEC. 361.—Permits May be Refused.—The Inspector of Buildings shall have authority in his discretion to refuse a permit for the erection of any structure within the city limits, if in his judgment it is deemed dangerous or a nuisance. Said Inspector shall also have the right to increase the thickness of any wall, not exceeding 4 inches as prescribed in Section 2 hereof if he regards the same as necessary.

SEC. 362.—Inspector Shall Determine all Other Matters.—In all cases in reference to the erecting, repairing, changing or altering

of any building or buildings, or structure within the fire limits of the City of Columbus, where there has been no specific provision made therefor by an ordinance or resolution of the City Council, all questions shall be determined by the Inspector of Buildings and his judgment in such matters shall be conclusive unless changed by some act of the City Council of Columbus.

SEC. 363.—Awnings and Sheds in Portion of Fire District Forbidden. Penalty.—It shall be unlawful for any person, firm or corporation to erect or cause to be erected over any sidewalk in that section of the fire limits of the City of Columbus which lies west of Second Avenue, any shed, awning or other similar structures except the same be made entirely of cloth supported by iron or steel framing; *provided*, that this Ordinance shall not apply to sidewalks in front of buildings used as hotels. *Provided, further*, that this Section shall not apply to that portion of First Avenue lying between Twelfth and Thirteenth Streets; and, *provided, further*, that awning made entirely of iron or steel construction or other incombustible material may be erected in front of livery stables only on First Avenue between Twelfth and Thirteenth Streets when plans and specifications of such construction as approved by the General Inspector; and, *provided, further*, that when iron or steel construction be desired wooden strips or beams not less than twenty-four inches apart may be used to which the roof of such shed or awning may be attached.

When any shed, awning or like structure now standing within said limits is declared to be unsafe by the General Inspector, whose duty it shall be from time to time to carefully examine the same and make report of the condition thereof to Council at its regular monthly sessions and whenever in his opinion any shed or awning is considered unsafe he shall cause immediate notice of the condition of the same to be given in writing by the City Marshal to the property owner or other person in charge of such property, and within five days after service of said notice, said shed or awning shall be removed by the owner or person having charge of the property to which same is attached; in the event the same is not removed within the aforesaid period, the City Marshal shall without delay proceed to remove such shed or

awning at the expense of said property owner or person in charge of same, for which execution shall issue and be collected as in cases of non-payment of taxes.

Any violation of any of the provisions of this Section shall subject the offender to a fine not to exceed \$50.00 or to imprisonment not to exceed thirty days, either or both, in the discretion of the Recorder.

SEC. 364.—Repairs of Wooden Awnings, Etc.—No person, firm or corporation shall, within the fire limits, repair any veranda, shed, awning or roof of wood or remove any wooden structure from a place within or beyond to any place within the fire limits of the city; *provided, however*, that any veranda, shed or awning already constructed within the fire limits other than those on Broad Street, may be repaired, if, when repaired, the same is made to conform to the requirements of the next succeeding Section of this Code, nor repair with wood or other combustible material the roof of any building or enlarge with wood or other combustible material or any combination of material a wooden house or structure.

SEC. 365.—Awnings Over Sidewalks. Specifications.—All awnings intended to cover the entire sidewalk shall be erected as follows: The posts shall be of iron and not less than two and one-half inches in diameter, and shall be firmly anchored on inner edge of curb line, and not nearer than eight feet apart, and not less than ten feet in height from the curb, including the top rail, which shall not be less than two inches in diameter; and said posts or rails shall be connected with the building by parallel iron rods or pipe of not less than one and one-quarter inches in diameter, and not more than three feet apart, running on an incline to the building, and securely fastened to same and not less than fourteen feet from the sidewalk. There shall be no cross sections or braced rods running parallel with the curb nearer than ten feet to the sidewalk; said awning shall be covered with canvass only, and so constructed as to easily roll up and down by ropes and pulleys; the bottom of said awning shall not extend nearer to the curb than seven feet when down, and shall be securely fastened to each post so as to prevent

the same being blown about by the wind. If iron pipe be used for posts the same shall be re-inforced from the bottom not less than 2 feet.

SEC. 366.—Window or Drop Awnings.—All awnings known as the window-hinged or drop awnings shall not project more than eight feet over the sidewalk and shall not be less than seven feet high from bottom to sidewalk when extended or dropped and shall be securely hinged to the building or frame-work to which they are attached; said awning shall be covered with canvass only, nor shall any curtain or awning of any description be permanently fixed either across or parallel with the sidewalk, nor shall any curtain or awning of any description whatever be nearer the sidewalk than seven feet when dropped or suspended and all awnings shall be rolled or folded up and securely fastened to the building not later than sunset and remain so until sunrise.

SEC. 367.—Verandas Over Sidewalks. Specifications.—All verandas to be erected shall not be less than twelve feet in height from the curb and sidewalk at the building to which they must be securely anchored. Said veranda shall rest on cast iron columns not less than six inches in diameter above base, and not less than eleven feet in length and shall be placed just inside of the curb, and not less than eight feet apart, and shall not have any more wood in its construction than is required to construct the floor of same. All railings and columns above the floor shall be of iron and the roof shall be covered with tin, zinc, sheet iron, slate, gravel or other incombustible material. No veranda shall be erected in the fire limits, except in front of buildings occupied as hotels.

SEC. 368.—Sheds Over Sidewalks. Specifications for.—All sheds to be erected shall not be less than twelve feet high at the curb, and not less than fifteen feet high at the building to which the same shall be securely fastened. Said shed shall rest upon cast iron columns, not less than six inches in diameter above the base, and not less than eleven feet in length, and placed just inside the curb, not less than eight feet apart. The roof shall be covered with slate, tin, sheet-iron, gravel or other incombustible

tible material. No shed shall be erected on Broad Street within the fire limits.

SEC. 369.—Businesses Forbidden in Fire Limits.—No person, firm or corporation shall, within the fire limits, set up a foundry, steam engine, blacksmith shop, wood, coal, or lumber yard or warehouse, or store house for the sale or storage of wood, coal, lumber, shingles or other such combustible material, or any similar establishment in any building other than that of a brick building covered with slate, tin, gravel or sheet-iron.

SEC. 370.—Penalty for Violating Preceding Sections.—Any person, firm or corporation who shall violate any of the provisions of the five preceding Sections or either of them, shall upon conviction before the Recorder be fined not less than \$25.00 for such offense, and immediate notice shall be given by the City Marshal to the property owner or other person in charge of such property to remove such illegal structure within five days, and in the event the same is not removed within five days, the City Marshal shall proceed to remove any such illegal structure at the expense of such property owner or person in charge of the same, for which execution shall issue and be collected as in case of non-payment of taxes.

SEC. 371.—Roofs of Buildings. Material and Specifications.—The outside roof covering of all houses, buildings or other structures located within all that territory of the City of Columbus, which lies east from the Chattahoochee river to the west side of Tenth Avenue, lying north of Ninth Street to the South side of Sixteenth Street shall be of metal, slate, terra cotta or other incombustible material and it shall be unlawful for any person, firm or corporation to renew or replace the roof covering of any house, building or other structure within the aforesaid territorial area with wooden boards, shingles or other like combustible materials.

SEC. 372.—Repairs of Roofs.—It shall be unlawful for any person, firm or corporation to repair, renew or replace the roof of any house, building or other structure within the territorial area mentioned in the preceding Section, with wooden boards,

shingles or other like combustible materials; but that all materials used in repairing, replacing or renewing the roof covering to such houses, buildings or other structures shall be of metal, slate, terra cotta or other incombustible material; *provided, however*, that any house, building or other structure located in the territorial limits aforesaid may be repaired one time only with similar material to the old roofing where the area to be repaired, renewed or replaced does not exceed 20 per cent. of the area of the whole roof; unless the necessity to repair, renew or replace such roof was caused by fire or other casualty in which event the area to be repaired, renewed or replaced shall not exceed fifty per cent. of the area of the whole roof.

SEC. 373.—Permits for Repairs of Roofs.—That if the owner, lessee or other person in charge of such house, building or other structure now standing in the said territorial limits mentioned above, shall desire to renew or replace the covering of the roof of such house, building or other structure with any covering other than tin, iron, slate or terra cotta, then said owner, lessee or other person in charge of such house, building or other structure shall, before commencing said work or repairing, renewal or replacement, submit a sample of the material to be used for such covering to the Inspector of Buildings and shall secure from him a written permit to use such material as a covering for such roof, and it shall be unlawful to cover the roof of any building or other structure located within the territorial limits above mentioned with any material other than tin, iron, slate, or terra cotta without the permission and approval in writing of said Inspector of Buildings.

SEC. 374.—Rafters and Sheathing.—Nothing in the above or foregoing Sections shall be construed to prevent the use of wooden rafters and sheathing to which the roof covering may be attached. Any person violating the provisions of the above and foregoing Sections upon conviction thereof in the Recorder's Court shall be punished by a fine not exceeding \$100 or a sentence to work on the chaingang sixty days or other public works of the city for a term not exceeding sixty days, either or both in the discretion of the Recorder.

CHAPTER 38.

EXPLOSIVE OILS.

SECTION 375.—Regulating the Storage of Naptha and Other Explosive Oils.—No person, firm or corporation, without first obtaining a permit from the Chief of the Fire Department, shall, within the corporate limits of the City of Columbus have, store, keep, manufacture, use or sell gasoline, benzine, carbide or naptha except as hereinafter provided and then only if kept in self-closing metal cans, made for the purpose and free from leak; *provided, however*, one gallon or less may be kept within a building without obtaining a permit therefor; and, *provided, further*, no can shall be filled inside the building.

SEC. 376.—Permits.—Application for a permit shall be made to the Chief of the Fire Department in writing, and shall state location of the building and the quantity of benzine, gasoline, carbide or naptha it is desired to keep on storage or sale; *provided, however*, no provision of this Section is intended to prohibit the carrying of gasoline and carbide in the storage tanks of automobiles or other gasoline driven vehicles.

SEC. 377.—Permits. When Issued. Safety Regulations. Tanks.—No permit shall be issued for the storage or keeping for sale or use of gasoline, benzine or naptha exceeding five gallons in quantity, save in underground (buried in the ground) metal tanks, with no opening for drawing out of contents below the level of the ground, but to be drawn from the pumps. Such tanks shall be constructed of steel or iron, galvanized or painted and of suitable thickness and weight and shall be provided with a fill and vent pipe so arranged that the fill pipe cannot be opened without opening the vent; and also these pipes shall be provided with a screen near the top and terminating in an iron cover which shall be kept locked.

Said tank shall be buried at least two feet under the ground and no tank capable of holding more than two hundred gallons shall be permitted within one hundred feet of building; but any such tank containing less than one hundred gallons, if properly

buried, may be located within ten feet of building; but no dealer shall sell or deliver any quantity of gasoline, benzine or naphtha to any customer, except in metallic cans with proper appliances for closing the aperture when such cans are not being used for filling or emptying or through hose connection; and, *provided, further*, that no dealer shall draw any quantity of gasoline, benzine or naphtha for sale or otherwise after dark, or in the day time when artificial light, other than incandescent electric is being used.

Places at which said oils are stored or sold shall have the same indicated by proper signs. No volatile inflammable liquid shall be kept in any garage, except in self-closing safety cans not to exceed one gallon for cleaning other than filling the tanks for automobiles and no such liquid shall be drawn in filling such tanks except into approved safety cans not to exceed five gallons each, and there only for the purpose of immediately filling the tanks of automobiles; and such cans when not in use for filling said automobiles shall be placed and kept in what is known as the pump room. In lieu of the above safety cans, portable filling tanks not to exceed sixty five gallons may be used for transporting inflammable liquid to and from the storage tanks for filling and charging automobiles; the said portable tanks shall be supported on rubber tired wheels and shall be supplied with a rubber hose attachment not to exceed eight feet in length and equipped at the end with shut-off valve with ground key.

SEC. 378.—Gasoline Vapor Lights. Tanks. Regulations.—Where the system known as gasoline vapor gas light is used in any building, the tanks and reservoirs used in connection therewith shall be located outside of, and three feet from, any such building, and shall be boxed or enclosed under lock and key below the level of the lowest pipe of the building used in connection with such lighting apparatus. And it shall be unlawful for any person, firm or corporation to sell or install any system or device for lighting by gasoline which has not been tested and listed as permitted by the National Board of Fire Underwriters, and such installation shall conform in every respect to the rules of the said National Board and shall have full force as set forth in this Section.

SEC. 379.—Storing. Permits for.—No person, firm or corporation without first procuring a permit therefor, as herein provided, shall, within the corporate limits of the City of Columbus, store, manufacture, keep for sale or keep for use in any art, trade or manufacture any carbide that will free an inflammable gas by contact with water or moisture or any chemical element which will free an inflammable gas by contact with water.

SEC. 380.—Calcium Carbide.—A permit may be issued for the storage and keeping of calcium carbide in hermetically sealed iron receptacles and in quantities not exceeding one hundred pounds in the aggregate, in the isolated buildings where it will not be an exposure to any adjoining property; *provided*, the building is water-proof, well ventilated and drained with floors raised above the grade upon which it stands.

SEC. 381.—Calcium Carbide.—If the building is used exclusively for the storage of calcium carbide and if it is detached at least 30 feet from other buildings a written permit may be given by the Chief of the Fire Department for the storage in quantities in excess of one hundred pounds and not exceeding five hundred pounds; *provided*, the calcium carbide is stored in not exceeding one hundred pound packages in sealed iron receptacles. In such buildings no artificial light or fire other than incandescent electric shall be permitted.

SEC. 382.—Calcium Carbide.—Not more than one hundred pounds of calcium carbide either in bulk or in cartridges shall be stored or kept in any building used for a dwelling, mercantile or manufacturing purposes, and this amount shall be kept only on permit obtained from the Chief of the Fire Department, which permit shall provide that all quantities in excess of two pounds shall be in light metal packages and kept elevated at least six inches from the floor in a fire-proof safe or vault, located above the street grade or in galvanized iron cans, provided with securely fastened covers, on metal legs at least six inches long.

SEC. 383.—Installations Subject to Inspection.—All installations of this character shall be subject to the inspection of the Chief of the Fire Department and it shall be unlawful to install any such system without first obtaining a permit therefor from

him or to use such system until the inspection shall have been made and permission granted for the use of the same by the said Chief.

SEC. 384.—Penalty.—All persons, firms or corporations failing to comply with, or violating any of the terms of the above and foregoing provisions or Sections, shall be fined not exceeding \$100, or imprisonment not to exceed sixty days, either or both, in the discretion of the Recorder for each and every day said person, firm or corporation shall so fail.

SEC. 385.—Requiring the Inspection of Theatres.—The Chief of the Fire Department, the City Marshal and the Chief of Police shall be required to visit each and every theatre and each of the so-called electric theatres and all other places of amusements where similar devices are employed and make careful examination as to the dangers of fire from such devices. The said named officials shall make such visitations in a body once every three months and they shall have full power to require needed changes or in default thereof shall be empowered to close such places of amusements until such changes are made as will protect the public against danger from fires and upon refusal of proprietor or person in charge of such place or places of amusement to make such changes, such person or persons shall upon conviction before the Recorder, be fined not exceeding \$100 or sentenced to work on the chaingang not exceeding sixty days, one or both, in the discretion of the Recorder.

SEC. 386.—Requiring Inspection and Regulation of Theatres and Other Places of Amusement.—Each and every theatre, opera house and so-called electric theatre and all other places of amusement in the City of Columbus where similar devices are employed or where people congregate for the purpose of witnessing any theatrical performance, picture show or other similar attractions shall be subject at all times when such performances are in progress or about to be begun to visit by the Chief of the Fire Department, Chief of Police and the City Marshal whose duty it shall be to inspect said places and to see that people who congregate thereat are not exposed to dangers from fires or other casualties and to see that all laws, rules and regulations of the

City of Columbus respecting the conduct and requirements of such theatres are being observed and carried out; and the proprietor, manager or other person in charge of such theatre, opera house, electric theatre or other places of amusements, who shall fail or refuse to permit said Chief of the Fire Department, Chief of Police or City Marshal to enter such places of amusement upon application of each of the above named officers to make inspection in conformity with the terms of this Section, while a performance is in progress thereat, or about to be begun, the license issued to such theatre, opera house, electric theatre or other similar places of amusement shall be revoked and the person or persons, failing or refusing to permit entrance of such officers into such buildings, where such performances are being carried on, shall upon conviction thereof in the Recorder's Court be fined not less than \$5.00 nor more than \$100 or imprisoned in the city guard house or work on the city chaingang for not less than five days nor more than thirty days, in the discretion of the Recorder.

SEC. 386 (a.)—Regulating the Construction and Operation of Moving Picture Shows, Theatres and Auditoriums.—

1. Any person, firm or corporation owning, constructing, operating or maintaining electric theatres, auditoriums, play-houses, halls, rooms, or tents, open to the public, where moving pictures, theatrical or other performances are displayed or held, shall comply with this Section, all such places now existing, as well as those hereafter constructed.

2. Such theatres or other places shall not be constructed, operated or licensed until a permit has been issued therefor by the City Council through the General Inspector, said officer is hereby directed and authorized to issue such permits; *provided*, such theatres or auditoriums are constructed in accordance with plans approved by the General Inspector, the Chief of the Police Department, and the Chief of the Fire Department. Such theatres and other places shall be operated under the supervision of such General Inspector, Chief of the Police Department, and Chief of the Fire Department, who shall make reports from time to time to regular meetings of the Mayor and Board of Aldermen

of the city. All such theatres and places shall be inspected by all of said three officers at least once every three months, and such officers shall assemble at the call of any one of such officers.

3. Any owner or operator of any such theatre or other place who may be dissatisfied with the action or recommendation of such officers above named, shall have the right of appeal to a regular meeting of the Mayor and Board of Aldermen.

4. Wiring in such theatres shall be installed under the direct supervision of the General Inspector, and where he condemns wiring hereinafter installed, same shall be re-installed under his direction and approval; and in all cases where the owners or operators of such theatres refuse to conform to directions herein referred to, their license therefor shall be void when so declared by said three officers, or a majority thereof, and such theatres or places shall be immediately closed and placarded as unsafe for patronage.

5. All exits shall be plainly indicated by a sign, on separate supply from other parts of the house or tent, or shall be illuminated other than by electricity, and shall bear the word "Exit," the letters of which must not be less than four (4) inches in height; and there must not be more than one set of fuses in any exit sign between the service fuses and the sign. Said exits shall be equal to two doors not less than three (3) feet by seven (7) feet each, opening into an open area accessible to street or alley.

6. Inside lights, and all lights in halls, corridors or other parts of the building used by the audience, except the general auditorium lights, must be fed independently of the stage light and must be controlled only from the lobby or other convenient place in the front of the house; and there must be two circuits into the auditorium, one controlled by the operator in the booth and one controlled from without the auditorium, in lobby or without the entrance; and there shall be at least one three-mantel gas arc, or its equal in gas light, in each theatre for every fifteen hundred square feet of floor space, and controlled from lobby or booth, to be used in case of failure of electric supply or other emergency.

7. Every portion of the theatre, or other such place, devoted to the use or accomodation of the public, all outlets to the streets, all open courts, corridors, hallways, and exits, shall be thoroughly lighted during every performance, and the same shall remain lighted until the entire audience has left the premises. One sixteen (16) candle power lamp, or the equivalent thereof, for every four hundred (400) square feet of floor surface is hereby ordained as sufficient illumination.

8. Each arc lamp used as a part of the moving picture machine must be constructed as specified in the National Electric Code, and the wiring of same must not be of less capacity than No. 6B. and S. gauge.

9. The rheostats must conform to rheostat requirements of the National Electric Code.

10. Top and bottom reels must be incased in an iron box, which box shall have holes large enough only for films to pass through. No solder shall be used in the construction of these boxes.

11. The handle or crank used for operating the machines must be secured to the spindle or shaft, so that there will be no liability of such handle or crank coming off or of allowing the film to stop in front of the lamp.

12. An automatic shutter shall be placed in front of the condenser, arranged so as to be closed normally.

13. Extra films must be kept in a metal box having a tight-fitting cover.

14. Said machines must be operated by hand. Motor driven machines are hereby prohibited, except by special permit of the General Inspector.

15. The picture machine must be placed in an enclosure or house made of or lined with fire-proof material, thoroughly ventilated to the outside of the building, and large enough for the operator to walk freely on either side or back of the machine. Such enclosure or house must have no openings into the auditorium other than the opening where the light for the picture is emitted, and this opening must be provided with fire-

proof covering or door hinged with spring hinges, opening by a trigger which is in reach of the operator so that it can be released by hand, which door must be constructed so that it can be securely closed. Furthermore, if the General Inspector shall decide that the arrangements are such as would require it, such doors must be arranged that it may be released automatically. All other openings, such as vents and entrances to the enclosure, must open into some other part of the building or theatre than the main auditorium. No electrical pictures or material of any kind will be permitted in the operating booth, other than the picture machine and its accessories in use. No smoking shall be permitted in or about the booth or stage, or other part of the theatre or like place.

16. All operators of moving pictures and all switchboard attendants shall be at least eighteen years of age, and shall have been proven competent by examination by the General Inspector, and shall be licensed for one year at a time. The amount of such license shall be \$2.00 annually and the names and numbers of such licenses shall be shown on slides and published on program at each performance and between pictures. That all theatres, picture shows or other such places shall have at least one licensed operator in charge of its room or switchboard at all times. No one but the operator and his authorized assistant shall be permitted in the booth during any performance.

17. Each theatre or like place shall have at least two (2) approved three (3) gallon fire extinguishers located as directed by the three city officers named in Section 2 above, and such extinguishers shall be kept properly charged at all times.

18. Said General Inspector shall visit all moving picture shows, theatres, and other places coming within the operation of this ordinance at least once each week while such places are in operation, and at such other times as may be deemed necessary by said three officers above named.

19. All electrical work and equipment of such places shall conform to the requirements of the National Electric Code of the National Board of Fire Underwriters, and all such places shall have such fire escapes as are ordered by said three named officers.

20. No more than six chairs shall be permitted in one row unless they have an aisle intervening; *provided*, that twelve chairs may be placed in one row with an aisle at each end. Center aisles shall not be less than thirty-six (36) inches wide; and side aisles not less than thirty (30) inches wide. Seats shall not be less than twenty-eight (28) inches from back to back, and shall be securely fastened together and to the floor.

21. In theatres, moving picture shows or any other such places covered by this Ordinance, no patrons shall be allowed to stand in aisles or doors.

22. All authority vested in the three officers named in Section 2, hereof, may be exercised by a majority thereof when said officers are assembled for purpose of carrying out the provisions of this Ordinance.

23. Any person, firm or corporation, their agents or employees, constructing, operating, or managing such theatres or other places covered by this Ordinance, who violate the terms hereof, shall upon conviction in the Recorder's Court, be punished by a fine not exceeding one hundred dollars, or imprisoned on the public works not exceeding sixty (60) days, either or both, in the discretion of the Recorder. Each day's operation or maintenance contrary to the provisions hereof shall be held as a separate offense.

CHAPTER 39.

POWDER REGULATIONS.

SECTION 387.—Gun Powder and Dynamite. Gun Powder to be Stored in Magazine.—All gun powder which may be brought to the city, shall by the owners or consignees thereof be conveyed to the magazine as soon as practicable after its arrival.

SEC. 388.—Amount to be Kept by Dealers Regulated.—Persons desirous of retailing gun powder within the limits of this city, shall keep the same in either tin, or copper cans or canisters, and shall not have on hand more than twenty-five pounds at any

time and no wholesale dealer more than three kegs of twenty-five pounds each. They shall keep the same as near the front door of the store or shop as practicable, and shall cause the word "Powder" to be painted either upon the can containing the same or in some conspicuous place immediately near the spot where it is kept, and shall point out to the Fire Wardens or Chief of the Fire Department on application by them or any one of them, the place where the powder is kept. For a violation of any provision of this Section the offender shall be punished by fine or imprisonment in the discretion of the Recorder.

SEC. 389.—Magazine Keeper. Duties of. Fee Collected.—It shall be the duty of the magazine keeper to attend at all times, when required, between sun rise and sun set (Sundays excepted) as well for the purpose of receiving as delivering gun powder to the owner thereof. He shall have a fixed place of residence or business, which he shall advertise. He shall receive into the magazine all gun powder offered to be stored, and enter the same in a book to the credit of the respective owners, and issue receipts therefor; *provided*, that the city shall not be required to store more powder than the capacity of the present magazine will warrant. He shall keep an account of all moneys collected and pay same over to the Treasurer each month.

SEC. 390.—Report to Council Weekly Moneys Collected.—He shall report to the Council weekly all moneys collected and paid to the Treasurer, and at the same time exhibit an account of the powder and other explosives in the magazine, and the names of the persons from whom he has received storage, and the amount received from each, and a list of persons from whom storage is due; it shall be his duty to collect storage in every instance before delivering any powder or other explosives.

SEC. 391.—Rates for Storage of Powder and Explosives.—The rates of storage for powder and other explosives in the magazine shall be one cent per pound for the first twelve months, or fractional part thereof, if paid by the owner within ten days after it shall be stored; and one and a half cents per pound if not paid within said space of ten days; and one-half cent per pound for each succeeding six months, or fractional part thereof,

after the expiration of the first twelve months; *provided*, that the storage on blasting powder shall be ten cents per keg of 25 pounds.

SEC. 392.—Dynamite. Amount Kept by Dealers. Regulated.—No wholesale or retail dealer shall keep on hand in his place of business more than 50 pounds of dynamite.

CHAPTER 40.

FIRES.

SECTION 393.—Ashes in Wooden Vessels. Police and Fire Chief to Inspect Building Suspected.—No person shall be permitted to place within any building in the City of Columbus, ashes in any box, barrel or other wooden vessel or floor, unless the same is immediately removed from the building, and all owners or occupants of buildings in this city are required to permit the Chief of the Fire Department or any officer or member of the police force to inspect their buildings to see if the above is complied with. And it is hereby made the duty of the Chief of the Fire Department and of the police force to make such inspections whenever and wherever they may suspect a violation of this Section.

SEC. 394.—Cause of Fire to be Investigated.—It shall be one of the duties of the Committee on Fire Department to investigate into the cause of each fire, the management thereof, and report any inefficiency in the department or any other causes by reason of which any fire was not promptly extinguished in order that such action may be taken by the Mayor and Board of Aldermen as may seem expedient and proper to remedy any fault that may exist, and as will tend to improve the service generally; these reports to be submitted monthly.

ARTICLE VI.



THE PUBLIC HEALTH.

ARTICLE, VI.

CHAPTER 41.

CONTAGIOUS DISEASES.

SECTION 395.—Prevention of Contagious Diseases.—Every physician, nurse, parent or other person in charge of any patient in the City of Columbus who is suffering with diphtheria, scarlet fever, smallpox, cerebro-spinal meningitis, typhoid fever, pulmonary tuberculosis, pellagra or trachoma, shall immediately notify the Health Officer after becoming aware of the existence of such diseases, giving the name of the disease, the name, age, sex, and color of the person suffering therefrom, and setting forth by street and number of the house, room, or other place in which said patient can be found. Every physician or other person as set forth above shall make separate reports of each case occurring in the reports for each case occurring in the same family or in the same dwelling place. Death or recovery shall be reported to the Health Officer. But no person shall certify knowingly or negligently that any patient has recovered from any of the aforesaid diseases until such patient is in condition to be free from danger of communicating the disease to other persons.

SEC. 396.—Quarantine and Isolation to be Established in Certain Places.—Immediately upon receiving notice of the existence of scarlet fever, diphtheria, smallpox, or cerebro-spinal meningitis, the Health Officer shall investigate the same and shall take such measures as hereinafter provided to prevent the spreading of such disease. The Health Officer shall establish or cause to be established proper quarantine at the dwelling place; *provided*, house quarantine can be carried out without danger to the general public; otherwise, the patient or patients must be removed to the hospital for contagious diseases.

SEC. 397.—House Quarantine. Warning Cards.—In case of house quarantine, a warning card shall be so placed on the front and rear entrances that any one coming to either door will be warned of the presence of the disease within; *provided*, that where the family lives above a store-room the card shall not be placed on the store door; *provided*, there is one entrance separate from the store.

No unauthorized person shall tear down or in any way deface any placard or signal of warning placed under the direction of the Health Department.

SEC. 398.—Exposed Persons. Disinfected. Permits from Health Officer.—No person who has been in contact with a person having any of the last mentioned diseases, except the attending physician or Health Officer, shall leave the premises or come in contact with any other than the patient, unless properly disinfected and permitted to do so by the Health Officer. The members of the family who work out must either board and room at another house or stop work and stay at the house quarantined. The Health Officer may, after personal investigation of the premises wherein contagious case or cases exist, issue a written permit to wage-earners to enter and leave the premises during the period of quarantine; *provided*, that he finds that such modification of quarantine will not endanger the public health. Neither this or other modification of quarantine will be permitted, except with the written consent of the Health Officer, and no modification will be permitted or allowed in case of any wage-earner who is engaged in the sale of wearing apparel, bedding articles, or food, or drink, candy, cigars, or works in a laundry. No person from any dwelling placarded for any of the above mentioned diseases shall take any book or magazine to or from the Public Library, or any Sunday School Library or any Circulating Library of any kind. It shall be the duties of the managers of Public Libraries to have all books known to have been in infected houses thoroughly disinfected before being placed again in circulation, or the same shall be destroyed if deemed necessary by the Health Officer.

SEC. 399.—Milk Deliveries to Infected Houses. Other Regulations.—Milk men must empty milk delivered to infected houses

into covered receptacles placed outside the door of such premises. They must not enter such premises nor remove milk bottles therefrom until the house has been fumigated and the bottles have been sterilized. If bottles have been delivered they must not be taken from the house until the case is terminated and the bottles have been sterilized. Grocerymen and other persons delivering merchandise are forbidden to enter such premises or to remove packages, money, or other articles from the house. Laundrymen are forbidden to enter such premises or to remove any clothing therefrom until such have been boiled or otherwise sterilized. No one shall remove anything from such premises except by permission of the Health Officer.

SEC. 400.—Cats and Dogs to be Kept Out.—No cat, dog, or other domestic animal shall be allowed to run in and out of the house during the quarantine period. Representatives of the Health Department shall visit the premises from time to time as they see fit to observe the efficiency of the quarantine and for such purposes shall have the right of entering any time

SEC. 401.—Release of Patients. Quarantine Periods.—No case under any circumstances shall be released until desquamation has absolutely and entirely ceased, and until all nose and ear discharges have healed.

The minimum period of quarantine in cases of scarlet fever shall be thirty days with such additional time as may be necessary for the complete recovery of the case. The minimum period of quarantine in diphtheria shall be fourteen days where there has been anti-toxin used with such additional time as may be necessary for the complete recovery of the disease. The minimum period of quarantine of smallpox shall be twenty days, with such additional time as may be necessary for the complete recovery of the disease. No patient shall be discharged until desquamation has entirely ceased. The minimum time of quarantine for cases of cerebro-spinal meningitis shall be fourteen days, with such additional time as may be necessary for the complete recovery of the cases.

SEC. 402.—Raising the Quarantine.—Upon receipt of notice from any physician in attendance of the complete recovery of

any person affected with any of the above mentioned diseases, the Health Officer may terminate the quarantine or isolation; *provided*, that the minimum time of quarantine has elapsed. He shall remove the quarantine and cause the premises to be fumigated and the patients and the attendants to be disinfected. The fumigation of the premises shall be done only by the Sanitary Inspector, or his assistant, and by the instruction of the Health Officer.

SEC. 403.—Exclusion of Children from School.—The Superintendent of the Public School shall be notified immediately of the existence of any contagious disease among school children. When any child is taken from any school building ill with any of the contagious diseases hereinabove enumerated, the room from which the child was taken shall be fumigated within twenty-four hours. Children excluded from school on account of the following diseases will be given certificates from the Health Officer recommending admission to the school as follows: Scarlet fever, ten days after quarantine is terminated; diphtheria, after the termination of quarantine; smallpox, fifteen days after quarantine is terminated; cerebro-spinal meningitis, when recovery is complete. Contacts residing in the same dwelling-place as the patient to be excluded from school.

SEC. 404.—Health Officer and Board of Health May Make Regulations.—The Board of Health and the Health Officer shall have the power from time to time to make such regulations for the prevention of contagious diseases as they shall see necessary.

SEC. 405.—Penalty.—Any person who shall violate any clause, provision, requirement, or regulation of this Chapter or who shall fail, neglect, or refuse to comply with such provision, requirement, or clause as herein provided for or any person who shall interfere with, or in any manner resist any officer or agent of the city in the discharge of his duties as herein defined, shall be guilty of a misdemeanor and, upon conviction, be subject to a fine by the Recorder of not more than the sum of \$100 for each and every violation.

CHAPTER 42.

QUARANTINE.

SECTION 406.—Mayor May Establish Quarantine.—The Mayor, whenever he deems it necessary for the health of the city, or is so instructed by the City Council, must establish and put in force a quarantine against such places or persons as he or the Council may deem necessary to prevent the importation or spread of any infectious or contagious disease; and may establish quarantine on recommendation of the Board of Health; and shall have power and authority to employ the necessary officers and agents for the efficient enforcement of the quarantine.

SEC. 407.—Quarantine. Penalty.—Whenever any quarantine has been ordered or proclaimed against any places, any person or persons who may have come from such places into this city (other than is provided in Section 1647 of the Code of Georgia) or within the limits of its police quarantine jurisdiction within twenty days prior to the promulgation of such quarantine, may be required by the Mayor to immediately depart from the city and the limits of its police or quarantine jurisdiction and remain absent for twenty days thereafter, or such less period as the Mayor may direct; and any person who refuses to leave after being so required or who, having left, unlawfully returns to the city or within the police or quarantine jurisdiction thereof, shall on conviction therefor be punished by fine not exceeding \$50.00, or by imprisonment not exceeding thirty days, in the discretion of the Recorder.

SEC. 408.—Persons Coming into the City. Regulations.—All persons coming within the quarantine limits, may be required by the police and quarantine officers to exhibit satisfactory evidence where they are from and where they have been for twenty days prior to coming to this city, and upon failure to produce satisfactory evidence or when it appears that they have come from within the infected territory they shall be warned away; and should they not at once depart and remain away for a period of twenty days then said Mayor shall adjudge them guilty of a violation of the next preceding Section of the City Code.

SEC. 409.—Mayor's Powers. Quarantine Regulations.—In the enforcement of quarantine and for the prevention of the importation of persons or things likely to endanger the public health or to bring or spread contagious or infectious diseases, the Mayor shall have power and authority to prevent the bringing into the city or within the quarantine jurisdiction and limits thereof, any matters, freight, vehicle, car, boat, or anything from any infected district; and any person bringing or aiding in bringing such forbidden matter or thing shall, on conviction thereof, be punished by fine not exceeding \$50.00, or by imprisonment not exceeding thirty days, in the discretion of the Recorder.

SEC. 410.—Persons Violating Regulations. Penalty.—Any person coming into this city by land or water from a place infected with a contagious disease may be compelled to perform quarantine by the Health Officer, under the direction of the Mayor and restrained from traveling until discharged and any person thus restrained traveling before he is discharged, shall be guilty of a misdemeanor and shall be arrested and committed and punished as is provided under the laws of the State of Georgia.

SEC. 411.—Quarantine Limits. Publication.—Upon declaring a quarantine at any time, the Mayor and Hospital Committee are hereby authorized and empowered to define the limits of the quarantine and to establish a pest house; and to establish such rules and regulations for the control and government of said quarantine as may be needful; and said Mayor shall cause to be published the rules of said quarantine and the territory quarantined against; and to give such notice as to best subserve the health of said city, and to take such precautionary steps as in their discretion may seem necessary for the health of said city.

CHAPTER 43.

WELLS AND CISTERNS.

SECTION 412.—Open Wells, Cisterns, Etc. Nuisance.—It shall be unlawful for the existence on any lot or parcel of land,

of any abandoned or open well, cistern, dangerous hole or excavation, and any person, corporation or firm, owning a lot or parcel of land in the City of Columbus on which such a nuisance exists, who shall refuse to abate the same on notice from the Health Department to do so after five days' notice, shall, on conviction in the Recorder's Court, be punished by a fine not exceeding \$5.00 for each and every day he or she fails to comply with such notice.

And in case the owner of any lot or parcel of land in said city on which there exists an open well, cistern, dangerous hole or excavation, be a non-resident of the City of Columbus, then after public notice through the daily press or otherwise, specifying the nuisance to be abated, if such nuisance is not abated within one week after the notice, then the said city to abate such nuisance and the cost or expenses thereof, shall be assessed by said city as a tax against the property on which such nuisance exists and the tax so assessed shall bear interest at the rate of seven per cent. per annum until paid, and shall be carried on the regular tax rolls of said city and be collected in the manner provided for in the collection of general taxes.

CHAPTER 44.

DRAINAGE.

SECTION 413.—To Require and Enforce the Proper Drainage of Lots in the City of Columbus.—No owner or person in charge of any lot, yard, or premises in the City of Columbus shall allow rain, drain or stagnant water to stand or remain upon said lot, yard, or premises for longer than ten days after receiving notice from the city authorities to drain the same, but such owner or person in charge of any such lot, yard, or premises shall immediately upon the receipt of such notice proceed to properly drain said lot, yard, or premises as directed by the aforesaid notice.

It shall be the duty of the Street Committee when it is reported to them by the Sanitary Inspector that any lot or premises in the

city should, as a sanitary measure, be drained, or whenever in the discretion of said Committee they deem it necessary or advisable for the good of the city or for the public health or comfort that any yard or premises in the city should be drained, the said Committee shall cause a written notice to be served upon the owner, occupant, or person in charge of any such lot, yard, or premises, notifying said party or parties that said lot, yard, or premises be properly drained within ten days from the time of the service of such notice, said notice setting forth how and in what manner such draining shall be done. A copy of said notice may be served by the Marshal or any policeman of the city, who shall make his return of service together with the original notice to the Clerk of the City Council who shall file and preserve the same.

SEC. 414.—Penalty.—Any person or persons, owning or having charge of any such lot, yard, or premises who, after having received notice to drain such lot, yard or premises, as prescribed in the preceding Section, and who, after the expiration of ten days from the service of such notice as aforesaid, has neglected or failed to properly drain said lot, yard, or premises as directed by said notice, such person or persons, so neglecting or failing to drain said premises as aforesaid, shall be fined for every day of such neglect or failure at the discretion of the Mayor.

SEC. 415.—Street Committee May Enforce Drainage.—After the expiration of ten days from the time notice is served, as provided in the preceding Section, it shall be the duty of the Street Committee with the assistance of the City Engineer to proceed to have said lot, yard, or premises properly drained in such manner as they deem advisable.

SEC. 416.—Cost of Drainage by City. How Collected.—All costs incurred or made by said Committee under the provisions of the preceding Sections shall be defrayed by the owners or persons in charge of such property which is so drained.

It shall be the duty of said Street Committee to Certify to the Clerk of the City Council an itemized bill of all such materials used and work done by them, and the costs thereof and the name of the owner of the property, if known, and the said Clerk of

Council shall issue execution for all the costs so incurred against such owner, which execution shall be collected as other executions, in favor of the City of Columbus. In the event of the owner of any such lot, yard, or premises being unknown and if there is no person in charge of such lot, yard, or premises upon whom notice can be served as prescribed in the preceding Sections, then, and in that event, due and legal service of the aforesaid notice to drain may be perfected by posting said notice at the court house door in said city, and allowing it to remain so posted for ten days from the date of the posting which shall be deemed a sufficient service and after the expiration of the said ten days the owner or owners or persons in charge of such lot, yard, or premises shall be subject to the same penalties and the said Street Committee shall proceed in like manner to drain, as if such person or persons had been served personally.

The provisions of this Chapter shall apply only where such lot, yard, or premises as may be reported as in need of draining as aforesaid, is situated in a block bounded upon at least one of its sides by a city sewer.

CHAPTER 45.

HOGS AND CATTLE IN STOCK YARD.

SECTION 417.—Requiring Cattle, Hogs, Etc., Brought to City for Sale to be Placed in the City Stock Yard.—All persons bringing into the City of Columbus for sale or otherwise, except such as may be only passing through, any cattle, cows, sheep, goats, or hogs shall place the same immediately in the city stock yard, the same to be hereinafter provided by the Market Committee, before offering such live stock for sale within the city limits.

All persons placing such stock or cattle in such stock yard shall pay to the keeper thereof a fee of ten cents per head for each beef or hog, and five cents per head for each sheep or goat, for the first twenty-four hours, or fractional part thereof, that such stock or cattle may remain in such stock yard, which fee when so paid shall give the privilege to the owners of stock of

having their stock weighed on the city scales at such stock yard without further charge therefor, at which place all stock shall hereafter be weighed, and for each twenty-four hours or fractional part thereof over and above the first twenty-four hours that said stock may remain in said stock yard, one-half of the above stated fee shall be charged therefor.

Any person failing to comply with the provisions of this Section, or any person knowingly buying from any person violating them, shall, upon conviction thereof in the Recorder's Court, pay a fine of not less than 50 cents or more than \$1.00 for each head of stock or cattle so offered for sale not placed in the city stock yard as aforesaid, or be confined in the guard house or county jail for not more than one day for each head of cattle not so confined, either or both, in the discretion of the Recorder.

CHAPTER 46.

SLAUGHTER HOUSE.—MEATS.

SECTION 418.—Slaughter House. Regulations. Specifications.—(a) It shall be unlawful for any person, firm or corporation to use any slaughter house of pen, for the purpose of slaughtering animals to be used for food in the City of Columbus, or within its police jurisdiction, except one constructed in accordance with the following specifications, to-wit: The building shall be of ample size and constructed in a manner suitable for the character of work for which it is intended; the floors shall be of tongue and groove flooring of not less than one and three-eighths of an inch in thickness, free from sap and knots, with seams well caulked and so constructed as to make them water tight. The floors of the rendering and hide rooms must be of cement of standard quality. All floors are to be constructed so as to provide adequate drainage. All buildings or structures intended for a slaughter house shall be two stories high, and shall be provided with ample space for a cooling room and also a refrigerator room, and all of the interior of such

building or structure, shall be ceiled with No. 1 dressed ceiling boards, and thoroughly screened throughout, and before the commencement of the construction of any such building or structure, blue prints of the plans for same shall be submitted to the City Health Officer, together with the Superintendent of Public Works, for approval and a written permit issued by them before the doing of any work towards the actual construction thereof.

It shall be unlawful to deliver any meats slaughtered until said meats shall have remained in the cooling room for a sufficient length of time in the opinion of the Inspector for all the animal heat to be out of same.

(b.) Rendering and dry rooms must be constructed so they can be cut off from the slaughter house. The slaughter house is to be equipped with hoisting apparatus and blood vats for the proper bleeding of animals and collection of the blood.

(c.) The rendering room shall be provided with rendering tanks, one fertilizer press and one fertilizer dryer, all of sufficient capacity to utilize all offal from the daily slaughter of cattle; one evaporator, sufficiently large to evaporate all water from rendering tanks and that from rendering and slaughter rooms. There shall be an engine and boiler of sufficient power to operate all the machinery and tanks in connection with the plant. There shall be a sufficient supply of pure, wholesome water for all purposes. There shall also be a sufficient number of sheds and pens to properly keep at least three days' supply of stock for slaughter. All slaughtering shall be done on such floor of building as the Health Officer shall designate.

(d.) All work done in accordance with sub-Section (a) of this Section shall be under the supervision of, and executed to the satisfaction of the City Engineer and the City Health Officer.

SEC. 419.—Health Officer to Inspect Meats.—The City Health Officer shall be *ex-officio* Inspector of Meats and Slaughter Houses, with an assistant, if necessary, who shall be employed by the Market Committee and whose salary shall be paid out of the inspection fees.

SEC. 420.—Inspection of Meats. Certificates.—It shall be unlawful for any person, firm or corporation to sell or offer for sale, or deliver after sale, or keep on hand at the place of business of any dealer or dealers in fresh meat, any fresh meat in the City of Columbus or in its police jurisdiction, unless the same has been slaughtered as provided in this Section and inspected as provided in this Section and a certificate to that effect given by the Inspector; which certificate shall be attached to the meat inspected.

SEC. 421.—Inspection Fees.—There shall be charged and collected in advance, by the Inspector, for inspection required under this Chapter, a fee of ten cents for each animal inspected and ten cents for each dressed animal or fractional part thereof, brought into the City of Columbus or into its police jurisdiction, to be sold or offered for sale for food purposes.

SEC. 422.—Slaughter Houses to be Kept Clean. Health Officer's Duties.—It shall be the duty of the Inspectors to see that the slaughter house or houses are kept clean and in a sanitary condition and shall suggest to the Mayor and Council from time to time needful rules and regulations for the purpose of carrying out and enforcing the provisions of this Chapter.

SEC. 423.—Fees of Slaughter House Owners.—The following prices may be charged by persons, firms or corporations operating slaughter houses erected under the requirements and specifications of this Chapter, to-wit: For slaughtering cattle thirty-five cents shall be a maximum charge; for suckling calves, hogs, sheep and goats, twenty-five cents per head, when the number slaughtered does not exceed three; for more than three, a fee of not more than fifteen cents per head. Pennage per day not to exceed ten cents each for cattle and five cents each for hogs, sheep and goats.

SEC. 424.—Slaughter House to Furnish Labor.—The owners of slaughter houses shall furnish all labor necessary for conducting the business in which they are engaged.

SEC. 425.—Not Applicable to Farmers Outside Police Jurisdiction.—The requirements of the provisions of this Chapter shall not be applicable to farmers living outside of the police juris-

diction, not engaged in the meat and butcher business in the City of Columbus or in the police jurisdiction, who may bring their meat into the city, or its police jurisdiction, for sale, except that such meats must be inspected by said Inspector before offered for sale.

SEC. 426.—Anti-Mortem Examinations. Condemned Meats.—An anti-mortem examination of all animals shall be made. Any animal found to be diseased or in a condition unfit for human food shall be marked by placing a metal tag in the ear, bearing a serial number and "Condemned, Columbus, Ga."; the condemned animal shall also be marked with yellow paint, in letters not less than four inches long and wide, with the legible word, "Condemned." Condemned animals shall be placed in pens set apart for this purpose and only removed by the Inspector to that part of the abattoir or to rendering works designated by the Inspector, where they shall be killed under the supervision of the Inspector and rendered in such manner as to make their product unfit for human food.

All animals rejected on account of their pregnant or parturient condition shall be held for ten days during gestation and for ten days thereafter, unless removed by permit, for stockers or for rendering in the same manner as specified in this Chapter for condemned animals.

No animal shall be allowed to pass to the slaughtering room until it has passed the anti-mortem inspection. All animals found on either anti-mortem or post-mortem examination to be affected with any of the following diseases or conditions are to be condemned and their carcasses treated as specified in this Chapter: (1) Hog cholera; (2) swine plague; (3) anthrax, including septemic anthrax, black leg; (4) rabbies; (5) malignant epizootic catarrh; (6) pyaemia and septicaemia; (7) mange or scab in advanced stages; (8) actinomycosis, lumpy jaw, in advanced stages; (9) inflammation of the lungs, the intestines or the peritoneum; (10) Texas fever; (11) tuberculosis, extensive or generalized; (12) all animals in an advanced stage of pregnancy or which have recently given birth to young; (13) any disease or injury causing an elevation of temperature or affecting

the system of the animal to a degree which would make the flesh unfit for food; (14) carcinoma, malignant sarcomas or any form or kind of tumors where extensive metastasis has taken place to such a degree that the flesh is unfit for human food.

Any organ or part of a carcass badly bruised or so diseased that the balance of the carcass is not affected said organ or part shall be cut away and condemned.

SEC. 427.—Inspections at Time of Slaughter. Condemned When. Tags.—All animals slaughtered shall be inspected at the time of slaughter by the Inspector or his assistant. The head and internal organs of each animal shall be held until the inspection is completed in order that they may be identified in case the carcass is condemned. If the carcass of any animal on anti-mortem or post-mortem examination be found diseased and unfit for human food, said carcass shall be marked with a yellow condemnation tag, and the sides, shoulders and quarters slashed and mutilated. The entire carcass with the head, organs and the parts thereof shall be removed under the supervision of the Inspector, or his assistant, to tanks deposited therein and rendered in such a manner that it cannot be withdrawn or used in any way for human food. In case where only a portion of the carcass is condemned, the condemned part may be cut and sent to the rendering tank.

The Inspector or his assistant shall remove the stub of the yellow condemnation tag at the time of placing the carcass or part of the said stub to the Inspector's office, with the report of the number of carcasses and parts of carcasses destroyed, the reason for their destruction and also state that they were tanked in his presence.

SEC. 428.—Animals to be Slaughtered. Tagged.—Animals to be slaughtered shall be marked by placing a metal tag in the ear, bearing a serial number and the words, "Columbus, Ga."

SEC. 429.—Examinations. Method of Conducting.—The microscopic inspection of pork shall be conducted as follows: When the slaughtered hog is passed into the cooling room, or at the completion of post-mortem examination, the Inspector or his

assistant shall take from each carcass three samples of muscles, one from the pillar of the diaphragm, one from the psoas muscle and the other from the inner aspect of the shoulder and said samples shall be put into a self-locking tin box and a duplicate number of the ear tag shall be put into the tin box with the samples. The tin boxes containing the samples are to be taken or sent to the microscopic room for microscopic examination, together with the numbers of all carcasses from which samples were taken. The Inspector or his assistant shall as soon thereafter as possible make a microscopic examination.

All carcasses found by microscopic examination to be affected with trichinae, shall be disposed of as condemned carcasses, or they may be rendered into edible lard at a temperature not less than one hundred and fifty degrees Fahrenheit, or made into cooked meat products if the temperature is raised to the boiling point sufficient time to thoroughly cook the interior of the pieces. Any of these methods of disposing of the carcasses must be conducted under the supervision of the Inspector.

SEC. 430.—Delivered in Closed Wagons.—All meats delivered to the market for sale or any where else in the city or police jurisdiction shall be delivered in closed wagons, which wagons shall be thoroughly cleansed each day under the supervision of the Inspector or his assistant.

SEC. 431.—Inspection by Market Clerk.—The Market Clerk shall inspect all meat brought to the Market for sale and see that it is properly tagged and approved by the Inspector.

SEC. 432.—Animals to be Slaughtered.—All animals shall remain at the slaughter house stock yards not less than thirty-six hours prior to the time of slaughter except suckling calves which can be slaughtered at any time by consent of the Inspector.

SEC. 433.—Approved Slaughter Houses. Hours.—The market house in the City of Columbus and the approved slaughter houses in the police jurisdiction of said city and such other places in said city and its police jurisdiction that may from time to time be fixed by the Inspector of Columbus, are designated as places at which animals and meats to be used for food in the

City of Columbus and its police jurisdiction are to be inspected; *provided*, that live animals shall not be inspected at said market house. The Inspector shall have the right and it shall be his duty to fix the hours at which said meat shall be inspected.

SEC. 434.—Dealing in Impure Meat. Penalty.—It shall be unlawful for any person, firm or corporation to keep, expose or offer for sale for food or keep the same for purpose of food, within the limits of the city, any emaciated, tainted, putrid, decayed, decaying, unwholesome or diseased meat. In case of keeping, exposing or offering such, the City Inspector or his assistant shall have the power and authority to seize, condemn and confiscate the same and also all maimed and diseased animals or any that may be too young to be used for food. The keeping, exposing or offering for sale as aforesaid of any emaciated, tainted, putrid, decayed, decaying, unwholesome or diseased meat or any maimed animals or diseased animal or animals too young to be used for food, shall be and is hereby declared to be unlawful.

SEC. 435.—Condemned Meat to be Destroyed.—All cattle condemned by the Inspector and ordered destroyed by being burned or buried shall be at the loss of the owner of such cattle and no payment whatever shall be made to the owner for the destruction of such cattle. All cattle condemned by the Inspector in a post-mortem examination and which can be utilized by the owner of slaughter house by being placed in the rendering vats or tanks shall be paid for at the rate of two cents per pound net, and all hogs, sheep and goats to be paid for at the rate of three cents per pound net; this payment to be made by the owner or owners of slaughter houses. All cattle condemned for other than infectious, contagious or incurable diseases shall, with the permission of the Health Officer be returned to the owner to make such disposition of as he may deem proper.

SEC. 436.—Hogs to be Stall Fed. When.—All hogs fed on blood and cooked meat shall, before being slaughtered and offered for sale, be fed for thirty days on corn or other substantial food.

SEC. 437.—Penalty.—All persons, firms or corporations violating these Sections or any portion thereof shall, on conviction

before the Recorder, be fined not less than \$1.00 nor more than \$100, or be imprisoned not less than one day nor more than sixty days, one or both, in the discretion of the Recorder.

CHAPTER 47.

MARKET REGULATIONS.

SECTION 438.—Clerk of Market. General Duties.—It shall be the duty of the Clerk of the Market to superintend and look after the market during market hours; and to collect and pay over monthly to the Treasurer of the city, all fees, fines and penalties collected in this department; to condemn all unsound, impure and unwholesome foods brought to the market for sale; to decide all disputes between buyer and seller; regulate all weights and measures; and to do and perform such other duties as are in this Chapter specified, and as may be hereafter adopted by the Mayor and Board of Aldermen; it shall be his duty to see that the market house is swept clean and the blocks and stalls therein cleaned every day within one-half hour after the market closes, and to see that all laws, rules, and regulations of the city respecting the market and the sale of meats, vegetables and other articles are strictly observed; to see that good order is maintained in said market for which purpose he is hereby vested with the power of a policeman, and he is authorized to call to his aid and assistance the Chief of Police or any policeman of said city in the enforcement of the laws, rules and regulations of the city relative to the market and the maintenance of peace and good order.

SEC. 439.—Market House. Hours.—A public market shall be held at the market house each day in the year, Sundays excepted, at which market house all articles usually kept and sold at the market, such as fresh meats, fish, poultry, game, fruits and vegetables may be sold. Said market house shall be opened at 4:00 o'clock A. M., each day and shall be closed at 10:00 o'clock A. M., each day, except on Saturdays when said market house shall be kept open until 9:00 o'clock, P. M.

SEC. 440.—Stalls Rented. How and When. Regulations.—The stalls in said market house shall be numbered consecutively and rented by the Market Committee of Council to the highest bidder at public auction at the market house. The meat stalls to be rented on the third Wednesday in December of each year for a term of twelve months beginning January the first thence next ensuing; and the stalls in the vegetable market shall be rented on the first Monday in May of each year to the highest bidder. The minimum price at which the stalls in the meat market shall be rented shall be as follows: Corner or end stalls, one hundred and twenty dollars, and middle or intervening stalls sixty dollars; the corner or end stalls in the vegetable market, thirty-five dollars, and the middle or intervening stalls, twenty-five dollars.

SEC. 441.—Rent of Stalls. Payments of Rental.—Each renter of any meat or vegetable stall or stalls are hereby required to pay in advance upon the day of renting, three months' rent and the balance of the rent to be closed with notes to become due quarterly thereafter with good security to be approved by the Finance Committee of Council; and a deduction of ten per cent. will be made on all notes given for rent of meat or vegetable stalls; *provided*, all three notes are paid on or before the first day of February and first day of June respectively, after said notes are given and accepted.

SEC. 442.—Renters of Stalls. Duties.—No renter of any stall in the meat or vegetable market shall be permitted to take possession or remain in possession of any stall unless such renter shall have fully complied with all terms and provisions respecting said rent, as well as any other regulations required of said renter under the laws of said city; and such renter shall on demand of the Market Clerk or other person duly authorized, surrender possession of any stall so rented upon a non-compliance of such renter with his rental contract or other market regulations. No person running one or more stalls in either of said markets shall be allowed to sub-rent the same without the approval of the Mayor and Board of Aldermen, which approval shall be signified by their assent to a transfer

of the license issued to such renter. Each person, firm or corporation running one or more stalls in either of said markets shall have issued to him, them or it, a license by the city to carry on and conduct a business in said stalls upon a compliance by said renter with the terms of rental as hereinabove set forth.

SEC. 443.—Market Bell. Closing Hours.—It shall be the duty of the Market Clerk to see that the market bell is rung at least one minute before closing hours; and within thirty minutes after the ringing of said bell for closing, each and every occupant of a meat stall shall vacate the same, and each and every occupant of a vegetable stall shall vacate the same at 12:00 o'clock A. M., except on Saturday, when they shall vacate said stall at 9:30 o'clock P. M.

SEC. 444.—Stalls. Use of.—Stalls in the vegetable market shall be used only for the sale of fish, poultry, game, eggs, butter, vegetables, fruits and other articles of like character.

SEC. 445.—Meat Stalls. For Fresh Meats Only.—Stalls in the meat market shall be used only for the sale of fresh meats; and it shall be unlawful to sell salted fish in any stall in the vegetable market, or salted meat in any stall in the meat market; or to make or manufacture any sausage in either said vegetable or meat markets.

SEC. 446.—Vegetable Stalls. Delivery Wagons.—Persons renting a stall or stalls in the vegetable market shall be allowed to have one or more wagons to each stall so rented for the purpose of carrying on the business to be conducted.

SEC. 447.—Butchers and Salesmen. Neatness of Employees.—All butchers and employees connected with the sale of articles from their stalls in the market, during market hours, must be clothed in clean over-shirts, aprons or frocks; and such persons having articles for sale on the market shall remain inside of their stalls in order that free passage may be had for purchasers attending the market.

SEC. 448.—Stalls Kept Clean. Clerk's Duties.—The Market Clerk shall require the renter or occupant of any and all stalls used to thoroughly cleanse said stall or stand and any meat

blocks, tables, and benches connected therewith, at the close of market hours; and said Market Clerk shall condemn all unsound and unwholesome articles of food brought to the market for sale or offered to sell elsewhere in the city, and have them immediately removed and destroyed; and all persons renting or in charge of stalls are required not to leave any barrels, boxes, or other similar articles in stalls after market hours, or transact any business in their stalls after market hours.

SEC. 449.—Smoking and Lounging Forbidden.—No person shall be allowed to lie down, sleep or sit upon any of the public stalls, benches or tables in the market; nor shall any person smoke a pipe, cigar, cigarette or tobacco in any form in any part of the meat or vegetable market; nor shall any person be allowed to offer their produce for sale in a loud and boisterous manner or use any vulgar, profane or abusive language in and about the market house; and it shall be the duty of the Market Clerk to see that the regulations in this Section are rigidly enforced and the person or persons violating the same are prosecuted in the Recorder's Court.

SEC. 450.—Signs on Wagons.—All persons renting stalls in each of the vegetable or meat markets and using wagons for the sale and delivery of their produce on the streets shall have a tin sign 7x20 inches, neatly painted, showing the name of renter and number of stall rented, securely fastened on both sides of their wagon or wagons in a conspicuous place, showing the number of the stall rented and kept by them at the market.

SEC. 451.—False Weights and Measures. Revocation of License.—All persons or person selling articles by weight or measure below the United States standard or who may sell their produce by false weights or measures, or scales improperly balanced, shall be subjected to have their license revoked and punished as hereinafter prescribed in this Chapter.

SEC. 452.—Clerk's Directions to be Observed.—All persons bringing produce of any kind to the market for sale, shall comply with the directions of the Market Clerk in the arrangement of their horses and vehicles; and no horse, mule, or vehicle of any kind shall be allowed to stand between the meat or vegetable

market and the sidewalk, longer than is necessary for loading and unloading such products; nor shall any person obstruct in any manner the passageways in the market by any article of any kind or description whatever, and no person or persons shall hitch or leave standing their animal or vehicle at the market house after market hours.

SEC. 453.—Peddling on Streets. Regulated.—No person shall peddle, sell or offer for sale upon any of the streets of the city, between hours of 4:00 o'clock A. M., and 10:00 o'clock A. M., any articles of produce or provisions usually vended and sold at the market except renters or occupants of vegetable stalls, except as hereinafter provided, who may leave the market at 8:00 o'clock A. M., and sell upon the streets after that hour; *provided*, that such persons who have paid the market fees as in this Chapter specified at the market house or such other place as may be hereafter designated may sell their produce between the hours of 4:00 A. M., and 10:00 A. M., north of Sixteenth Street; persons other than renters of stalls at the city market who have paid the required market fees are permitted to peddle and sell vegetables, chickens and other similar articles on the streets after 9:00 o'clock A. M., but not before that hour.

SEC. 454.—Markets Outside of City Deliveries in City.—Any person whose place of business is without the corporate limits of the city and who shall engage in the business of selling fresh meats and other produce within the corporate limits of the city, or have delivered the same within the corporate limits of the city on sales made or orders taken from within or without the city limits, shall be subject to the same license as are exacted of persons conducting and carrying on a like business within the limits of said city.

SEC. 455.—Licenses.—Persons (except farmers as herein provided) not renting stalls and selling at the market house or in any part of the city (this is not to apply to parties having proper business license) vegetables, fruits, melons, poultry, game, butter, eggs, fresh fish or other like produce, during the market hours, shall pay the following assessments or licenses for each day's sales, to-wit: On dealers from hand-carts, ten cents per

day; on dealers from one-horse wagons, fifteen cents per day; on dealers from two-horse wagons, twenty-five cents per day. Said assessments or fees to be collected by the Market Clerk, who shall keep an accurate account of all assessments and fees collected and report to and turn the same over to the City Treasurer.

SEC. 456.—Vendors at Market Other Than Renters of Stalls.—All persons bringing vegetables in basket, by hand, chickens or other like articles in any quantity to the market for sale during market hours, shall pay such a fee or fees for the privilege of selling the same, as the Market Clerk may think right and proper for the privilege to be granted. Vendors of small fruits from baskets shall be allowed to sell the same without paying any market fees or assessments.

SEC. 457.—Truck Farmers.—Truck farmers selling at wholesale only shall be permitted to sell their products at any time; *provided*, the market fees specified in this Chapter are paid.

SEC. 458.—Meats Sold by Others Than Stall Renters. License.—Any person who shall engage in the business of selling fresh meats without renting a stall or stalls at the market house, or having a located place, are required to pay a license of \$100 per annum, and shall comply with all the provisions of this Chapter as to the location of the place where such business is to be carried on and shall conform to all the requirements of this Chapter except all persons who rent stall or stalls at the market house.

SEC. 459.—Meats Sold by Others Than Stall Renters. Inspection of Meats.—All persons other than renters of stalls, selling or offering for sale, fresh meats shall first have said meats inspected by the Market Clerk at the market house and no person shall be allowed to purchase any such meats until the same shall have been inspected; and when said meats shall have been inspected as herein required, the Market Clerk shall give a certificate of inspection and he shall condemn all spoiled, unsound and unwholesome meats and pour oil thereon, and have the same carried away and destroyed; and after such inspection the Clerk of the Market shall collect on each pig, hog, sheep, calf, goat, kid, venison or quarter of beef ten cents.

SEC. 460.—Feed Stuffs, Corn, Hay, Etc., to be Weighed.—Persons bringing corn, fodder, hay, oats, shucks, peas in hull, pea vines and other articles of similar character to the city on wagons for sale, are hereby required to have the same weighed on the city scales prepared for that purpose at the north end of the meat market and it shall be the duty of the Market Clerk to superintend and look after said weighing; and when weighed give a certificate showing that the same has been weighed; and for which certificate he shall collect from the owner or person having the same weighed a fee of fifteen cents for each wagon drawn by one horse, and twenty-five cents for each wagon drawn by two horses, and fifty cents for each wagon drawn by three or more horses.

SEC. 461.—Defacing or Injuring Market. Penalty.—It shall be unlawful for any person to cut, mutilate, break or deface or otherwise injure any of the market buildings, stalls, or other appurtenances to said market house.

SEC. 462.—Regulations to be Posted at Market.—A copy of these regulations shall be suspended in each of the vegetable and meat markets and it shall be the duty of the Market Clerk to give such information and explanation of these regulations as may be required.

SEC. 463.—Penalty.—Any person violating any of the foregoing Sections of this Chapter shall be fined not more than \$100 or sentenced to work on the public works of the city for not more than sixty days, either or both, in the discretion of the Recorder.

SEC. 464.—Farmers May Sell Produce to Dealers Without License.—Any farmer or truck raiser shall be permitted to sell and offer for sale to dealers in the City of Columbus, any produce raised by him, also, chickens and eggs, between sun-up and sun-down, and he shall not be required to pay any market fee for the privilege of so doing; *provided*, such farmer or truck raiser and vendor of chickens and eggs, before selling or offering any such articles for sale shall apply to the Market Clerk and procure a written permit to make a sale of any such produce, chickens and eggs.

CHAPTER 48.

SALE OF MILK AND DAIRIES.

SECTION 465.—Permits.—It shall be unlawful for any person or persons to bring into or receive into the City of Columbus for sale, or to sell, or to offer for sale therein, or have on hand for purposes of sale, any milk or cream without first obtaining from the Clerk of Council of Columbus permit to do so, as hereinafter provided.

Said permit shall state that the licensee will comply with this or any other laws of the city, and on violation of any of its items, the Health Officer shall have the privilege of suspending the license to do business, and said license may be revoked by a majority vote of Council. It shall be unlawful for any licensee to sell or furnish or have on hand for sale in the city, any milk, after the revocation of the license. The licensee can be reinstated to do a regular dairy business by agreeing to same and by a recommendation of the Sanitary Committee and the Health Officer.

SEC. 466.—Application for Permits.—To procure such a permit, the applicant therefor shall file with the said Clerk of Council a written statement setting forth his residence, the number of cows owned by him, the name and address of any and all persons from whom he is purchasing or obtaining milk, and the number of gallons of milk sold by him daily, as nearly as he can estimate the same; and if such permit be granted, it shall be the duty of the holder thereof to notify the Health Officer in writing of any change in the name or address of the person or persons from whom he obtains his supply of milk.

SEC. 467.—Permits Issued Annually. Renewals.—All permits must be renewed during the month of January of each year to be valid. Renewal of permits may be granted at the discretion of the Health Officer after investigating the record of said applicant.

SEC. 468.—Permits Issued Without Fees.—There shall be no charge for such permits, but in accepting same the applicant agrees to furnish free of charge such samples of milk as the Inspector may take for analysis; *provided*, each sample be not more than one pint of milk or cream.

SEC. 469.—Illegal Sales.—It shall be unlawful for any person to sell, offer for sale or have on hand for sale in this city any milk or butter, who fails or neglects, by himself or agent, to comply with all the terms of this Chapter or who sells or offers for sale or has on hand for sale, products from cows or dairies, which are not maintained as required by the terms of this Chapter.

SEC. 470.—Stables and Dairies.—No building shall be used for stabling cows for dairy purposes which is not well lighted, ventilated, drained and constructed.

SEC. 471.—Floors to be Kept Clean.—The stalls or places where the cows are milked shall be provided with clean floors. The accumulation of urine, manure, stagnant water or other filth shall not be permitted in any stable or place where milchcows are kept to that extent that the cows may become befouled lying in or walking through the same.

SEC. 472.—Inside of Dairies. No Other Animals Permitted In.—No water closet, cess pool, urinal, habited room or workshop shall be located within any building or shed used for stabling cows for dairy purposes nor shall any fowl, hog, horse or goat be kept in any room used for such purposes.

SEC. 473.—Inside Regulations.—No accumulation of manure, urine, stagnant water or other filth shall be permitted within twenty feet of the stalls or place where cows are kept.

SEC. 474.—Cleanliness Required.—Every building or shed for cows for dairy purposes shall be kept clean and in good repair and well painted or whitewashed.

SEC. 475.—Diseased Cows.—Milk from cows suffering with tuberculosis, antinomycosis, Texas fever, abcess or any other contagious disease and milk from cows twenty days previous and ten days after parturition shall not be marketed in the City of Columbus.

SEC. 476.—Diseased Cows Isolated from Herd and Reported to Inspector.—It shall be the duty of every person having charge or control of any premises upon which cows are kept, to notify the Dairy Inspector of the existence of any contagious disease or serious or recurring inflammation, or abcess of the udder immediately upon the discovery thereof, and to immediately isolate such cow or cows and keep same away from herd until permission is granted in writing by the Dairy Inspector to permit such cow or cows to return to the herd.

SEC. 477.—Feed of Milchcows.—It shall be unlawful for any dairyman to feed milch cows or have in his possession with intent to feed to milch cows, any garbage, swill, refuse, wet brewers grain or other improper food.

SEC. 478.—Milkers and Attendants. Cleanliness Required of.—All milkers and other attendants who handle the milk or cream which is offered for sale or delivered in the City of Columbus shall be personally clean and all such person before entering upon their duties shall thoroughly wash their hands with soap, and no milker shall be permitted to wash the teats of the cow with milk or water in the milk bucket or to milk the cow with wet or moist hands.

SEC. 479.—Diseased Cattle to be Reported to Health Officer.—It shall be the duty of any person having charge or control of any premises upon which milk or cream is produced, handled, stored or distributed, to notify the Health Officer immediately upon the discovery of diphtheria, measles, membranous croup, scarlet fever, smallpox, typhoid fever, or any other contagious or infectious disease upon such premises.

SEC. 480.—Infected Premises. No Sales From.—No milk or cream shall be sold or exchanged, given away, or in any manner distributed from such infected premises until all danger of the spread of the disease shall be removed and the Health Officer certifies to that effect.

SEC. 481.—Milkers Not to Enter Infected Premises.—Any person who attends to cows or milks them or who has the care or handling of vessels for the sale, storage or distribution of milk or cream shall not enter any place or premises wherein exists

any of the diseases mentioned herein. Nor shall any such person have any communication, direct or indirect, with any person who resides in or is an occupant of such infected place.

SEC. 482.—Vehicles.—All vehicles used for handling or distributing milk or cream must be kept neat and clean and in good repair and must not be used for hauling manure, slops or anything else of an objectionable nature, and must be provided with a covered top of canvas or other material which will protect all vessels containing milk or cream from the rays of the sun.

SEC. 483.—Vehicles. Name of Dairy on.—Each vehicle used for hauling or distributing milk or cream shall have printed on each side in letters not less than three inches, the name of the dairy, the name of the person to whom such permit was granted, and the number of such permit.

SEC. 484.—Milk Depots.—All milk depots and places for handling milk or cream must be kept thoroughly clean throughout, and must be screened so as to exclude all flies. The floors of milk depots must be of cement or tiling. The room in which the milk is handled or kept, shall be screened, or protected in such manner as to be free from flies and bugs.

SEC. 485.—Care of Milk.—All milk shall be strained as soon as milked. All milk must be offered for sale as milked from the cow, and must not be passed through cream separators or other apparatus other than strainers for the purpose of removing manure, dirt or other substance.

SEC. 486.—Time of Marketing.—All milk shall be marketed as soon as possible after milking.

SEC 487.—Pure Milk.—All milk brought into the city or sold or offered for sale in the city must not contain more than 200,000 bacteria per cubic centimeter.

SEC. 488.—Milk Containing Dirt.—It shall be unlawful for any person or persons to bring or receive into the City of Columbus for sale, or to sell any milk which contains any manure or dirt (that is in quantity sufficient to be detected with the naked eye after milk has been standing for one hour or more.)

SEC. 489.—Refrigerators.—No milk shall be kept in ice boxes or refrigerators which are in any way connected with sewers

or cess pools nor shall any milk be kept in the same compartments of any ice box or refrigerator in which meats or other articles of food are kept.

SEC. 490.—Milk Deliveries into Infected Houses.—It shall be unlawful for any dealer in milk or cream or his agents to serve milk or cream in bottles to any dwelling that has in it any contagious disease or that is placarded by the Department of Health for contagious diseases until such placard has been removed by the proper authorities. This Section is not intended to prevent the delivery of milk or cream to such dwellings.

SEC. 491.—Milk Bottles Not to be Removed from Infected Houses.—It shall be unlawful for any person to remove from such dwelling any bottles or receptacles which have been or are to be used for the purpose of receiving or storing milk or cream.

SEC. 492.—Milk to be Bottled at Milk Depot or Dairy.—It shall be unlawful for any dealer in milk or cream or his agents to bottle or cause to be bottled or to be placed in jars or cans any part of his milk or cream supply while upon the wagon, or at any other place than the dairy or milk depot.

SEC. 493.—Temperature.—All milk brought or shipped into the city for sale, or offered for sale, by dairymen or their agents, milk depots, hotels, restaurants, lunch rooms, ice cream factories, etc., shall be kept at a temperature below fifty-five degrees Fahrenheit and must not contain more than 200,000 bacteria per cubic centimeter. All milk or cream used in ice cream factories, bakeries, soda fountains, etc., must be kept at a temperature below fifty-five degrees Fahrenheit and must not contain more than 200,000 bacteria per cubic centimeter.

SEC. 494.—Preservatives. Adulterated Milk.—It shall be unlawful to sell, offer for sale or have on hand for sale, any milk, cream, butter or cheese containing any preservatives of any kind, or adulterated milk, cream, butter or cheese.

SEC. 495.—Adulterated Milk Defined.—The words "adulterated milk" as used in this Chapter mean: Milk containing more

than eight per centum of water; milk containing less than twelve per centum of milk solids; milk containing less than three and six-tenths per centum of butter fats; milk which has been diluted with water or other fluid or to which has been added, or into which has been introduced, any foreign substance whatever; milk drawn from animals fed on distillery waste, wet brewers grain, or any substance in a state of fermentation or putrification, or on any unwholesome food.

SEC. 496.—Cream.—Cream sold or offered for sale as such must contain at least eighteen per cent. butter fats, and must not contain any foreign substances or coloring matter and must not contain more than 200,000 bacteria to the cubic centimeter.

SEC. 497.—Ice Cream.—Ice cream sold or kept for sale must contain at least ten per cent. butter fats for fruit ice cream and twelve per cent. for plain ice cream. All ice cream factories where ice cream is manufactured for sale must have floors of tiling or cement.

SEC. 498.—Skimmed Milk.—All milk which contains less than three and six-tenths per cent. butter fats and not less than ten and five-tenths total solids which is of specific gravity between 1030 and 1038, which is free from foreign addition of any kind, and conforms to the requirements of sweet milk as regards temperature and number of bacteria per cubic centimeter, except where being ripened for buttermilk, shall be known as "skimmed milk," and may be lawfully sold as such, if all vessels, cans and packages be distinctly marked in a conspicuous place on the outside of each container with the words "skimmed milk" in plain letters.

SEC. 499.—Care of Vessels.—All cans, bottles or vessels of any kind used for holding milk or cream, must be cleansed at least once a day with soap or soda or other cleansing preparations made for the purpose and then rinsed with boiling water. They should always be cleansed as soon as emptied. All bottles, cans and vessels in which milk or cream has been delivered must be thoroughly cleansed before they are returned to the dairymen.

SEC. 500.—Copy of This Law With Each Permit Issued.—Copies of this Chapter are to be printed on large cardboards and copy of same delivered with each permit, or renewal of

same, and said copy must be posted in a conspicuous place in the dairy or milk depot of party holding such permit.

SEC. 501.—Penalty.—Any person, firm or corporation, their agent or employees who shall violate any of the provisions of this Chapter shall be deemed guilty of an offense and upon conviction thereof in the Recorder's Court shall be punished by a fine of not less than \$1.00 and not exceeding \$100, or sentenced to work upon the public works for a term not exceeding thirty days, one or both, in the discretion of the Recorder.

CHAPTER 49.

FOOD PRODUCTS.—PROTECTION FROM FLIES.

SECTION 502.—Foods Protected From Flies.—All persons, firms or corporations, their agents or employees in charge of or working at meat markets, fish markets, restaurants, bakeries, retail grocery stores, milk depots, lunch counters, tables, stands or any other place where articles of food are kept or sold or offered for sale, shall thoroughly and securely screen all doors, windows or other openings into such places so as to prevent the ingress of flies or other insects thereto.

SEC. 503.—Kept Inside of Stores, Etc.—No article of food, except live articles, such as chickens, ducks, etc., shall be kept on the outside of any retail store, market, restaurant, bakery, milk depot or other place where food is sold or offered for sale, or upon the sidewalks in front of such places for purposes of display, or for purposes of advertisement, or for any other purpose except to receive and deliver same to and from such place, unless such place where any article of food is offered for sale be securely screened so as to prevent flies and other insects from coming in contact with such food.

SEC. 504.—Bakeries. Fly Proof Vehicles and Receptacles.—It shall be unlawful for any firm or person to run or operate any bakery or deal in bread or any employee of such bakery or dealer in bread to carry or cause to be carried, bread, cakes or pies or like articles of food through the streets unless transported in fly proof or dust proof receptacles.

All wagons used for transporting bread, cakes and pies and like articles of food shall be furnished with a fly proof and dust proof compartment that shall contain shelves on which the bread shall be placed and such shelves shall be covered with clean paper and this paper shall be changed at least once every twenty-four hours. Furthermore, all bread, cakes, pies and like articles of food offered for sale in grocery stores, bakeries or other retail distributors of bread, etc., shall be kept in fly proof and dust proof show cases or like receptacles.

SEC. 505.—Stables and Cow Lots. Protection from Flies. Cleanliness of.—It is wisdom to prevent the breeding of flies as far as possible, and as flies breed more abundantly and rapidly in manure piles than in any other source, therefore, no person, firm, or corporation shall be allowed to keep on his, her or their premises, within the City of Columbus, horses, mules or cows, without cleaning and sprinkling the floor or surface of stall, stable or lot in which said animals are kept, every morning from April 1st to October 1st, of each year with some disinfectant and at least once a week from October 1st to March 31st of each year. The excretia of such animals shall not be allowed to remain on such premises for a longer period than one week when it shall be removed to some point without the city; but as long as it shall remain on the premises it shall be constantly sprinkled with some disinfectant or securely screened.

SEC. 506.—Delivery Wagons. Protected from Flies.—All peddlers of fruits and vegetables doing business under a license in the City of Columbus or by permission of the city authorities shall have tops on their wagons and shall furthermore have their wagons screened so as to prevent the ingress of flies or other insects.

CHAPTER 50.

PLUMBING REGULATIONS.

SECTION 507.—Connections with Sewers.—No person shall connect any drain or pipe with any public sewer or any appur-

tenance of a public sewer, or maintain such connection without the permission of the Committee on Streets and Sewers and the General Inspector.

SEC. 508.—Injuring Sewers and Fixtures.—No person shall injure any sewer or fixture or appurtenance of a sewer or deposit any garbage, offal or refuse matter or material of any kind in any catch basin, manhole or other fixture of a public sewer or remove any manhole cover without the permission of the Committee on Streets and Sewers and the General Inspector.

SEC. 509.—Plumber's Licenses.—No person, firm or corporation engaged in or working at the business of plumbing shall engage in or work at the business in the City of Columbus, Ga., either as master, employing or journeyman plumber, unless such person, firm or corporation first receives a license therefor in accordance with the provisions of this Chapter. No person, firm or corporation carrying on the business of plumbing shall allow his, her or their name to be used by any other person, directly or indirectly, either to obtain a permit, or to do any work under his, her or their licenses.

SEC. 510.—Plumbing Defined.—Within the meaning of this Chapter the following shall constitute plumbing: The connecting of all pipes and appurtenances pertaining to a sanitary fixture.

SEC. 511.—Penalty.—Any person who shall violate any provision or Section of this Chapter shall, on conviction before the Recorder, be punished by confinement not exceeding thirty days or by fine not exceeding \$50.00, either or both, in the discretion of the Recorder.

SEC. 512.—Appeals to Sanitary Committee.—The General Inspector is to be the judge of the material and workmanship; and the construction of this Chapter as to its meaning. Should any difference in opinion arise appeal from his decision shall be made to the Committee on Streets and Sewers in writing, and a copy of the same furnished to the General Inspector within six hours, stating clearly the points at issue, otherwise the decision of the General Inspector will govern.

SEC. 513.—Plumbers to be Competent.—Persons licensed as drain layers or plumbers shall furnish the Committee on Streets and Sewers with satisfactory evidence of their ability and willingness to do the work in accordance with the laws and ordinances of the City of Columbus.

SEC. 514.—Applications for Permits.—Applications for permits to connect with any public sewer must be made to the General Inspector on a form prescribed by and furnished by him. The application for permit must be signed by the owner of the premises to be connected or his attorney and must state the location of the premises, the name of some licensed plumber to be employed, and must be made prior to the commencement of any work thereon. Such application must contain an agreement on the part of the owner to abide by all rules and regulations established by the Committee on Streets and Sewers and the General Inspector, and to waive any claim for damages in case of revocation as herein provided.

SEC. 515.—Penalty.—Persons violating the regulations after receiving permits, shall be fined \$5.00 per day for every day that the drain remains connected with the public sewer after being notified by the General Inspector that the work has been improperly done, or for such other reasons as the said General Inspector may deem sufficient.

SEC. 516.—Inspections by General Inspector. Penalty.—Any plumbing work as aforesaid or any house sewer or house drain which shall be covered over before it has been inspected and passed by the General Inspector shall be uncovered for inspection and the contractor, builder or plumber who may be in charge of the work and who may be responsible therefor, shall be subject to the penalties prescribed in this Chapter for the violation of this Section. All lead work shall be in where possible and under test.

SEC. 517.—Connections with Sewers.—Where there is a sewer in the street every sewer shall be separately and independently connected with it unless the General Inspector shall give permission, which said General Inspector is hereby authorized to

do, to the owner of two or more contiguous houses to connect them all to the sewer through one opening.

SEC. 518.—Old Sewers Replaced.—When either an old or a new house is placed upon a lot which has an old sewer within any part of its foundation, said sewer must be either removed or replaced with cast iron pipe, except under frame buildings, having open space underneath and then terra cotta may be used where depth of pipe below surface of the ground is 18 inches, or more, all sewers and pipes to be run in accordance with these regulations.

SEC. 519.—Re-laying Old Sewers.—In taking up and re-laying old sewers for any reason only sound pipe can be used and must be inspected. The General Inspector, if he deems it necessary, shall order “Y’s” placed in the lines of the sewer for the purpose of cleaning, especially in any old lines that have been or are giving trouble.

SEC. 520.—Size of Pipes Leading to Main Sewers.—For no reason shall sewers be reduced in size toward the main sewer. After leaving the opening in the main sewer the pipe must not increase in size unless a special permit in writing be obtained, stating the particulars for such permit.

SEC. 521.—Houses to be Separately Connected. When.—When for any reason a permit has been given allowing the use of one line of sewer for two or more houses, and for any reason it afterwards becomes necessary to have each of the houses connected separately, the permit allowed to be issued will have no effect, and the General Inspector may order premises or houses separately connected when in his judgment it is necessary for same to be done.

SEC. 522.—Back Pressure Valves.—Where for any reason plumbing work is so located that there may be back pressure from the city sewers, back pressure valves shall be put in. Such arrangement will not be allowed where possible to avoid it; and damage occurring to property will be at owners risk.

SEC. 523.—Plans of Work to be Filed with Inspector.—Every plumber, before doing any work in any building, except the

repairing of leaks or opening the obstructed pipes or fixtures, shall first file with the General Inspector or his assistant a plan or drawing and written description thereof, signed by the owner, or his or her agent, and no such work shall be done without the inspection and approval of the said General Inspector. This rule refers to all new work, modifications, replacements and extensions of, existing work.

SEC. 524.—Right of Entry into Buildings for Inspection.—The General Inspector, so far as may be necessary in the performance of his duties, has the right to enter any building or premises in the City of Columbus without interference or hindrance, and he shall have the power to condemn any unsanitary work. A specific time shall be given in which to remedy said work. He shall also report all persons who shall interfere with him in the performance of his duties.

SEC. 525.—Tests to be Made.—When required by the General Inspector, all soil, waste, vent and leaders must be tested with water, or other satisfactory tests by the plumber in the presence of the General Inspector and all defects corrected.

SEC. 526.—Not to be Used Until Approved.—No plumbing work shall be used until it has been duly passed by the General Inspector.

SEC. 527.—Soil and Waste Pipes.—All soil and waste pipes shall be carried above the roof, undiminished in size to a point at least two feet above the roof.

SEC. 528.—Sewer, Waste and Vent Pipes.—All sewer, soil, waste and vent pipes shall be as direct as possible, and shall be constructed so that they can be rodded if necessary. "Y" clean-outs shall be placed at every turn and change in direction of pipes.

SEC. 529.—Pipe from Buildings. Grade.—From a point ten feet outside the building where the iron pipe ends, to the main sewer, shall not be less than five inch earthen pipe, first quality, laid with uniform grade; soil to be well rammed to prevent settling, the joints to be fitted and filled with Portland cement. A scraper or wiper must be used after each joint is laid

to remove cement which has been forced to the inside of the pipe. Work required by this Section to be inspected by the General Inspector.

SEC. 530.—Waste Pipes and Traps.—The sewer, soil and waste pipes and all traps must be exposed to view for ready inspection and convenience in repairing. When traps are placed in partition walls they must never be covered except with wood work so fastened with screws that it may be readily removed.

SEC. 531.—Waste Pipes from Sinks, Closets and Baths.—The waste pipe of each and every sink, basin, bath, water closet, urinal or other fixture must be separately and effectually trapped. And all bath tubs, sitz baths, and shower baths, shall have drum traps, of either lead, iron or brass. 4x8 inches, and not less than one and one-half ($1\frac{1}{2}$) inches in let and outlet and vent, said traps to be located not exceeding 18 inches from fixtures which it serves. No trap shall be less than $1\frac{1}{4}$ inches, no waste pipe shall be less than $1\frac{1}{2}$ inches.

SEC. 532.—Traps to be Ventilated.—Each and every trap shall be ventilated or looped into system. Each trap vent pipe shall be of not less size than the trap which it serves, except in case of water closets, which shall be not less than two inches in diameter. Combination vents two inches in size may be used in cases where the General Inspector may consider it good practice combining water closets and baths only. Where water closet is installed on top floor and no other fixtures above, back vent may be dispensed with on syphon wash-down and syphon jet closets. When impracticable to vent, sure seal traps of a type approved by the General Inspector may be used.

SEC. 533.—Air Pipes.—All air pipes and waste pipes two inches in diameter or over shall be of iron. Short lengths of lead may be used where exposed to view, and all lead used shall be not less weight than is specified in this Chapter.

SEC. 534.—Vent Pipes.—All vent pipes shall extend two feet above the roof, and the highest window within twenty feet of stack, and shall have "Y" and eighth bend clean-out at foot of the stack. When in the opinion of the Inspector, it is deemed necessary to extend the stack higher than above specified, his

decision shall be final. Said stack, when extended, shall be thoroughly braced, subject to the approval of the Inspector.

SEC. 535.—Water Closets.—Every water closet shall be supplied by water from a separate tank containing at least five gallons, and shall have a flush-pipe not less than one and one-quarter inches in diameter, and have a trap above the floor.

SEC. 536.—Water Closets Outside of Buildings.—Water closets located outside of buildings shall be supplied with tank and properly trapped.

SEC. 537.—Water Closets. Location.—Water closets must never be placed in an unventilated room. In no building will water closets be placed in cellars without special permit.

SEC. 538.—Waste Pipes from Refrigerators.—No waste pipe from a refrigerator or receptacle where food stuffs are kept, nor from a soda fount, bar fixture or floor drain where fish or food stuffs are sold or kept shall be directly connected to a sewer but may be drained into a sink drum-trapped, or into a yard grate, said grate to be trapped from sewer.

SEC. 539.—Exhaust Pipes.—No steam exhaust, blow-off or drip pipe shall be connected directly with a sewer, soil, waste or vent pipe.

SEC. 540.—Cast Iron Pipe.—All cast iron pipe shall be free from flaws and of uniform thickness.

SEC. 541.—Joints.—All joints in iron pipes shall be made with lead and oakum, well caulked. All connections of lead to iron pipe shall be made with brass ferrules, and wiped joints or an approved lead ferrule of not less than the following weights and all lead pipes shall conform to these weights:

1½ inch pipe.....	3 pounds per foot.
1½ inch pipe.....	4 pounds per foot.
2 inch pipe.....	5 pounds per foot.
3 inch pipe.....	5 pounds per foot.
4 inch pipe.....	8 pounds per foot.

SEC. 542.—Lead Pipe Connections.—All connections of lead pipe shall be wiped joints.

SEC. 543.—Traps Connected to Vent Pipes.—When more than one trap is to be connected to a vent pipe the branches must be run into the main vent above the highest fixture.

SEC. 544.—Materials. General Quality.—All materials used in the work of plumbing and drainage must be of good quality and free from defects. The work must be executed in a thorough and workmanlike manner. Any master or journeyman plumber, who shall repair, add to or replace, any work not in keeping with this Ordinance, or shall do any work not permitted by this Ordinance, shall be punished as provided for any violation of any provision or Section of this Chapter.

SEC. 545.—Penalty.—Any violation of this Chapter shall be punished by a fine not to exceed \$50.00, or imprisonment not to exceed thirty days, either or both, in the discretion of the Recorder.

SEC. 546.—Penalty.—In addition to the above penalty, the plumber shall be compelled to cause the work to conform to this Chapter and each delay in complying shall be considered a separate and distinct offense and shall be punished accordingly.

SEC. 547.—Committee on Streets and Sewers. Powers and Duty.—The Committee on Streets and Sewers is hereby given the power to modify any of these requirements that circumstances may demand, where, in their judgment, it will be to the interest of the health of the city or citizens, and any license or permit may be revoked whenever a majority of the Committee on Streets and Sewers shall be of the opinion that the public interest requires it, and all permits shall be granted subject to such condition.

ARTICLE VII.



STREETS AND SIDEWALKS.

ARTICLE VII.

CHAPTER 51.

NUMBERING HOUSES.

SECTION 548.—Houses Shall be Numbered.—All the business houses and dwellings situated within the corporate limits of the City of Columbus shall be numbered according to the plan or system hereinafter described.

SEC. 549.—Starting Lines.—The initial or starting lines shall be fixed on Broad Street north from First Street and east and west from Broad Street and allowing 100 numbers to each block.

SEC. 550.—How Numbered.—The even numbers shall be put on the right side of the streets and the odd numbers on the left side of the streets, allowing not more than 25 feet to each number and the figures shall not be less than two and a quarter inches high.

SEC. 551.—Chief of Police. Duty as to Numbering Houses.—It shall be the duty of the Chief of Police to see that all new buildings which may hereafter be erected or changes in the fronts of buildings already erected, shall be supplied with the number or numbers to which they shall be entitled under this Chapter by the owners thereof, and in all such cases the figures shall correspond with the plan or system herein contained.

SEC. 552.—Numbering of Houses. Required. Expense of. Executions.—In all cases where house numbers have been furnished by the officers or agents of the city to the owners or agents of the houses, such owners or agents shall at once proceed to have such houses numbered and upon a failure so to do for the space of thirty days from such furnishing of such numbers, then the city shall proceed to have such house numbers properly affixed or painted on such houses, at the expense of the property owners; and upon the failure of such property owners to pay

such expense by July 1 of any year, the Clerk of Council shall issue execution as for taxes against said owners for the cost of doing such work.

CHAPTER 52.

STREETS; NAMES OF, CHANGED.

SECTION 553.—Names of Streets Changed.—The name of that part of Bay Street north of Twelfth Street being an extension northward of Front Street, shall be changed to Front Street. The short street leading from the lower city common road bridge to Broad Street, not named on the map of the city, shall be known and designated as Dillingham Street.

SEC. 554.—Numbered Streets.—The City Engineer is instructed to cause numbers to be substituted for the names of all streets in the city running east and west, and that in future said streets shall be known by numbers instead of names. Said numbers to begin at what is now known as “Dawson” Street, which shall hereafter be known as First Street. Dawson Street, First; Carnes Street, Second; Goulding Street, Third; Covington Street, Fourth; Fulton Street, Fifth; Early Street, Sixth; Few Street, Seventh; Baldwin Street, Eighth; Thomas Street, Ninth; Crawford Street, Tenth; St. Clair Street, Eleventh; Randolph Street, Twelfth; Bryan Street, Thirteenth; Franklin Street, Fourteenth; Lee Street, Fifteenth; Washington Street, Sixteenth; Woolfolk Street, Seventeenth.

SEC. 555.—Names Changed.—The name of Oglethorpe Street is changed to First Avenue; Jackson Street is changed to Second Avenue; Troup Street is changed to Third Avenue; Forsyth Street is changed to Fourth Avenue; McIntosh Street is changed to Fifth Avenue; Mercer Street is changed to Sixth Avenue. The road formerly known as the Hamilton Road from Seventeenth Street to its intersection with the northern limits of the city, shall be known as Hamilton Avenue; and that the road formerly known as the Talbotton Road from its intersection with what was

formerly known as the Hamilton Road at Conti's store, northerly to where it intersects the city limits shall be known as Talbot Avenue.

SEC. 556.—In Rose Hill Annex.—All of the streets and avenues except Hamilton and Talbot Avenues in what is known as the Rose Hill annex, be numbered and named by the City Engineer as far as possible, in accordance with the plan already adopted by the city and as indicated elsewhere in this Code; and that the houses therein be numbered in accordance with the plan already adopted by the city and as provided elsewhere in this Code.

SEC. 557.—Wericoba Drive. Name Changed.—The name of the street in the annex formerly known as Wericoba Drive shall be changed to East Seventeenth Street.

CHAPTER 53.

IMPOUNDING ANIMALS.

SEC. 558.—Prohibiting Animals and Geese and Ducks in Any of the Streets and Prescribing Charges for Impounding the Same.—No horses, mules, jacks, cattle, hogs, goats, geese or ducks shall be permitted in any of the streets or parks of this city except while being driven through the same and any of the aforesaid animals so found running at large shall be impounded by the Chief of Police, who shall advertise and sell the same after giving five days' notice of time and place thereof by publication in the newspaper having the city publishing contract and unless the owner shall within that time redeem the same by paying all impounding fees and charges as hereinafter provided for. When sold the net proceeds shall be paid into the city Treasury for account of owner. Nothing in this Ordinance shall be construed to prevent the grazing of such animals upon the commons of the city when they are in charge of competent persons. The fees and charges for impounding as aforesaid shall be as follows: Horses, mules and jacks, 75 cents impounding fee and 40 cents per day for food; cattle, 50 cents impounding

fee and 25 cents per day for food; hogs, 25 cents impounding fee and 25 cents per day for food; goats, 25 cents impounding fee and 25 cents per day for food; geese and ducks, 15 cents impounding fee and 5 cents per day for food.

CHAPTER 54.

RAILROAD CROSSINGS.

SECTION 559.—Railroad Companies to Station Flagmen at Crossings on Thirteenth Street.—It shall be the duty of the railroad company operating engines, trains or cars on or across Thirteenth Street, in the City of Columbus, between Sixth and Eighth Avenues, to place or station at the point where said track or tracks cross said street, a competent flagman who shall be required to keep said track and crossing clear, about or at the time of the passage of any engine, train or car across or along said street. Said flagman must be stationed at said crossing and must see that the way is kept clear, and no person or property is in any way injured or damaged by reason of the passage or running of such engine, train or cars. Nothing in this Section shall be construed as to authorize any railroad company to obstruct said street for a greater length of time than five minutes or longer time than is absolutely necessary for the proper movement of its trains.

Any superintendent or other officer or agent of any railroad company who shall fail or refuse to comply with the requirements of this Section shall be fined or imprisoned for each day's default in the discretion of the Recorder.

SEC. 560.—Regulating the Construction and Maintenance of Railroad Crossings.—All railroad companies owning or operating railroads within the corporate limits of the City of Columbus shall be required to construct and keep in good repair and safe condition at the various street crossings and at such other points throughout the city as may be designated by the Committee on Streets and Sewers, suitable crossings over the tracks of said railroads. The crossing shall be constructed upon plans and

specifications approved by the Committee on Streets and Sewers and the Superintendent of Public Works; and when so required shall be built in accordance with plans furnished by the Superintendent of Public Works. On Broad Street, between First, Second, Third, Fourth, Fifth and Sixth Avenues, between Fourth and Nineteenth Streets, wherever it may be required and so designated by the Committee on Streets and Sewers, there shall be built two crossings, each to be at least twenty feet wide; one on each side of the avenue or street. All other crossings shall be at least forty feet wide. Wherever it may be required and when so notified by the Superintendent of Public Works, the railroad company shall construct and maintain across and through its tracks sidewalk and cross-walk crossings, of width not less than eight feet. The crossing shall be built in a good and substantial manner and of such material as to maintain the surface of the driveway or walk even with the top of the rails; and the space between the rails must be kept smooth and even with the top of the rails. Wherever crossings are located where the grade of the street and the tracks vary or differ, suitable approaches to the crossings shall be built and maintained by the railroad company.

Wherever the distance from center to center of two or more tracks located on one street is not greater than twelve feet, the space between such tracks shall be kept in good order and repair by the railroad company owning or operating such tracks. And at wagon or foot crossings over such tracks the space between the tracks shall be subject to the same regulation as that between the rails.

The grade of the railroad tracks and that of the streets along which they are laid must conform as far as practicable, and the railroad companies are hereby required to keep the surface of the street between the rails and eighteen inches outside of each rail, smooth and even and not more than two inches below the top of the rails. Suitable openings or drains shall be built and maintained by the railroad companies under and through the several railroad tracks owned or operated by them, in order to effect the proper drainage of any street or area; said openings or drains to be located at such points as may be designated by the

Superintendent of Public Works; *provided*, that certain tracks and locations when so designated by the Superintendent of Public Works and the Committee on Streets and Sewers shall not be subject to the requirements of this Section. When any crossing or section of tracks is in bad condition and does not conform to the requirements of this Ordinance, it shall be the duty of the Superintendent of Public Works to notify the owner or superintendent or agent or operator of the railroad to have same put in order as prescribed in this Section; and should the work not be done and approved by the Superintendent of Public Works and upon conviction of said owner, or superintendent or agent or operator of any railroad having failed or refused to have such work done in conformity with the terms of this Section in the Recorder's Court, the said owner or superintendent or agent or operator shall be fined any sum not over \$100, or confined in the guard house or county jail not over thirty days, either or both, or any part thereof, in the discretion of the Recorder.

CHAPTER 55.

SIDEWALKS.

SECTION 561.—Cellar Doors.—No cellar doors shall extend more than six feet into any sidewalk, and said cellar door shall be kept in a good state of repair; nor shall any portion thereof be elevated above the level of such sidewalk.

SEC. 562.—Porches, Steps and Platforms.—Porches, steps and platforms shall not extend into any sidewalk. All and every person or persons who have encroached or may encroach on any of the sidewalks or streets within the limits of the city, by any building, porch, steps, signs, cellar doors, railing, platform or enclosure, or obstruction of any kind, shall remove the same by order of the Mayor, or the Mayor and Council. Any person or persons owning or having charge of any building or lots where there are encroachments of any kind, who shall neglect or refuse to remove the same, after having received reasonable notice to do so, shall be fined for every day of such refusal or

neglect, at the discretion of the Recorder, and the Mayor, or Mayor and Council, may upon such refusal have the same done at the expense of the owners. *Provided*, that the owner of any building located on Sixth Avenue in said city, may, under the supervision of the Superintendent of Public Works, construct steps leading from the Sixth Avenue sidewalk into the cellar or basement of said building, when, in the opinion of the Superintendent of Public Works, said steps are properly safeguarded by railings or enclosures and do not interfere with the free use of the sidewalks; said steps, with their protections, to be subject to removal as provided in this Code.

SEC. 563.—Leading or Riding Animals on.—No person shall ride, drive or lead any horse or other animal upon any sidewalk or crossing in this city unless for the purpose of necessarily crossing the same or allow any animal belonging to him, or under his care to stand on such sidewalk or crossing.

SEC. 564.—Obstructing with Goods, Merchandise or Otherwise.—No person shall deposit, place or put or suffer to be deposited, placed or put by any person or persons in his or her employment any goods, wares, firewood, boxes or other obstruction on any such sidewalk, except while actually removing the same into or out of some building or enclosure, nor shall any person suspend or cause to be suspended over any sidewalk, any goods, wares or merchandise in such manner as to obstruct the free passage of such sidewalk or annoy any person in passing along such sidewalk.

SEC. 565.—Penalty.—For violation of either of the four preceding Sections the person offending shall be punished by fine or other punishment or both, at the discretion of the Recorder.

SEC. 566.—Obstructions. Livery Stables.—No goods, wares, or merchandise or other articles of whatever description shall be placed and allowed to remain longer than is necessary to remove them, on any sidewalk within the distance of seven feet from the outer edge thereof. Livery stable keepers shall be required to keep a space of ten feet from the inner line of the sidewalk in front of their premises free from obstructions of whatever character.

SEC. 567.—Police to Keep Open.—It shall be the duty of the Chief of Police and the police of said city to keep the streets and sidewalks thereof open and free for public passage and travel and for that purpose they, or any one of them may order the dispersal of any assemblage of persons that may be obstructing or interfering with such passage or travel. And any person refusing to obey such order or continuing such obstruction or interference shall be deemed guilty of obstructing the sidewalk or street and shall be liable to arrest and on conviction by the Recorder's Court shall be punished by a fine not to exceed \$50.00, or by imprisonment or confinement at hard labor on the public works, such imprisonment not to exceed thirty days, in the discretion of the Recorder.

CHAPTER 56.

SEWERS—CONSTRUCTION AND REGULATIONS.

SECTION 568.—Sewers and House Connections.—No person shall connect any drain or pipe with any public sewer or any appurtenance of a public sewer, or maintain such connection, without the permission of the Committee on Streets and Sewers and Superintendent of Public Works.

No person shall injure any sewer or fixture or appurtenance of a sewer or deposit any garbage, offal or refuse matter or material of any kind in any catch-basin, man-hole or other fixture of a public sewer or remove any man-hole cover without the permission of the Street and Sewer Committee and Superintendent of Public Works.

All connections with the sewers and all house or yard drains shall be laid from the sewer to the property line by the Superintendent of Public Works, with city labor, the cost of the work to be paid by the plumber who obtains the permit, or the party for whose benefit or use the connection is made or drain laid. Before any work is done an application to have the drain must be filed at the office of the Superintendent of Public Works and before a permit for the same can be issued an amount of money

or satisfactory security for same shall be deposited with the City Treasurer sufficient to cover the actual cost of doing the work; the amount of said deposit to be determined by the Superintendent of Public Works. Should the cost of the work be less than the amount of the deposit, the difference shall be returned to the party making it; and if the work cost more than the amount deposited, the balance shall be paid to the city and upon failure or refusal to pay same, the city shall proceed to collect it in the manner prescribed for the collection of taxes.

Every person who shall violate any provision of this Section shall, on conviction before the Recorder, be punished by fine not exceeding \$50.00, or by imprisonment not exceeding thirty days, in the discretion of the Recorder.

Persons licensed as drain layers or plumbers shall furnish the Committee on Streets and Sewers with satisfactory evidence of their ability and willingness to do the work in accordance with the rules and regulations of said Committee, and execute a bond in such sum, and with such securities as shall be approved by said Committee for the faithful performance of the work of drain laying and plumbing, in conformity with such rules and regulations.

Applications for permits to connect with any public sewer must be made to the Superintendent of Public Works in a form prescribed by and furnished by him. The application must be signed by the owner of the premises to be connected or his attorney and must state the location of the premises, the name of some licensed plumber to be employed, and must be made prior to the commencement of any work thereon. Such application must include an agreement on the part of the owner to abide by all rules and regulations established by the Committee on Streets and Sewers and Superintendent of Public Works and to waive any claim for damages in case of revocation as herein provided. Permits to connect with public sewer will be issued only when the plumbing in the building connected is in accordance with the rules prescribed in these regulations. Persons violating the regulations after receiving permits shall be fined \$5.00 for every day that the drain remains connected with the public sewer after being notified by the Superin-

tendent of Public Works that the work has been improperly done, or for such other reasons as the said Superintendent of Public Works may deem sufficient.

All joints on vitrified pipe shall be made tight with neat hydraulic cement, and iron pipe with gasket and molten lead well caulked, except in case the pipe shall be wrought iron with screw joint, in which case the joints must be made with a paste of red lead and left perfectly clear and smooth, and a proper scraper shall be drawn through each pipe and laid. A running trap, the full size of the main house drain with a hand-hole, fitted with proper cover for inspection and cleaning shall be placed on the drain just inside the curb line where the building occupies the property line of the street. A fresh air pipe leading from the open air, and protected at the open end with a return or other suitable covering shall be joined to the main house drain on the house side of the main trap, and no trap or other obstruction shall be placed in the main pipe between this point of juncture and the open space above the roof.

The back filling shall be thoroughly rammed and the paving or ballast replaced in the best condition and to the satisfaction of the Superintendent of Public Works within forty-eight hours after the back filling of the trench. Neglect of this rule shall be sufficient cause for revocation of the drain layer's or plumber's license. Notice must be left at the office of the Superintendent of Public Works before the work is begun on a drain, and no material shall be used or work covered up until inspected and approved by the Superintendent of Public Works.

Before any plumbing or drainage work is done in a building or before any additions are made to the old work except necessary repairs a plan and description of the work to be done, signed by a licensed plumber on blanks furnished by the Superintendent of Public Works, shall be filed at the office of the said Superintendent of Public Works and no such work shall be done until such plan shall have been approved and a written permit to do the work issued by the Superintendent of Public Works. No plans shall be altered without special permit signed by the Superintendent of Public Works. Notice must be left at the

office of the Superintendent of Public Works when the work is ready for inspection and no work shall be covered or hidden until inspected and approved.

All traps shall be separately ventilated by a special vent pipe extending through the roof. No vent pipe or traps two or more inches in diameter shall be less than two inches in diameter and vent pipes on smaller sized traps shall be the same size as the traps ventilated. All vent pipes shall rise continuously from traps which they ventilate with a grade of not less than one-quarter of an inch to one foot and every junction between vent pipes must be made above the top of the highest fixture which either of them ventilates.

All waste or vent pipes of less size than two inches in diameter shall be of lead of not less than the following weights, viz: Two inch pipe, four pounds per lineal foot; one and one-half inch pipe, three and one-half pounds per lineal foot; one and one-quarter inch pipe, two and one-half pounds per lineal foot; one inch pipe, two pounds per lineal foot. All cast iron pipe shall be made gas tight with gasket and molten lead properly caulked. Joints on lead pipe shall be wiped joints whenever possible; joints on wrought iron or brass pipes shall be made with brass ferrules; joints on iron pipes when wrought iron pipes are joined by screw joints shall be made with a paste of red lead, as hereinbefore described.

Water closets shall in all cases be connected with the soil pipe by water and gas tight flanges or lead joints. All water closets connected shall be flushed from a special syphon tank above them. No pipes or fixtures shall be connected with the public sewers of a pattern not acceptable to the Superintendent of Public Works. All soil and waste pipes shall be as direct as possible and so arranged that they may be readily examined, and no pipe shall be covered until it has been inspected by an authorized inspector. All drains, soil or waste pipes three inches or more in diameter inside a building, and to a point at least four feet outside the foundation walls shall be of iron. All soil pipes shall be at least four inches in diameter and extend without traps through the roof to a point at least three feet

above that part of the roof through which it comes, or at least six inches above the highest part of the roof, should it come out near the comb of the roof; it must be remote from windows; no sheet metal, drain or ventilating pipe shall be used. Waste pipes from refrigerators or safes, or overflows from tanks and cisterns, from which water is used for drinking or cooking purposes, shall not be connected with any drain or soil pipe.

The Committee on Streets and Sewers and the Superintendent of Public Works, shall have the power to stop and prevent the discharge of sewerage from any premises, in and upon any public highway, stream, watercourse or public place, or into any drain or cesspool, or public or private sewer, whenever they shall determine the public good demands it. All plumbing or drainage work shall be tested by such test as the Superintendent of Public Works may direct, and when the work does not stand the test, it must be repaired within ten days or connection with the sewer shall be discontinued. All drain laying, plumbing, repairs and connections, shall be made according to the rules and regulations above prescribed, and subject to the approval of the Superintendent of Public Works.

License to plumbers may be issued in pursuance of the above regulations, and shall continue for the term of one year from the date thereof, unless sooner revoked. Any license or permit may be revoked whenever a majority of the Committee on Streets and Sewers shall be of the opinion that the public interest so requires, and all licenses and permits shall be granted subject to such condition.

SEC. 569.—Regulating the Making of Openings on the Paved Streets of the City of Columbus.—It shall be unlawful for any person, plumber, drain layer, gas or waterworks company to disturb, excavate or make an opening of any kind whatsoever, on any of the paved streets of the City of Columbus, or those that may hereafter be paved, without first obtaining a written permit from the Superintendent of Public Works.

All openings or excavations that may be made under said permit shall be done under the direction of the Superintendent of Public Works at the expense of the party or parties, for whose

benefit the excavation is made and in accordance with such rules and regulations as may be prescribed by the Committee on Streets and Sewers and the Superintendent of Public Works; and that the back filling of all trenches and excavations shall be thoroughly tamped and rammed in, and the replacing of the paved surface shall be done in a good and substantial manner, satisfactory to and under the supervision of the Superintendent of Public Works.

Any person, firm or company or corporation or the agents thereof, who shall violate any of the provisions of this Ordinance, shall be fined not less than \$2.00, nor more than \$25.00 for each and every violation.

CHAPTER 57.

WIDTH OF STREETS AND SIDEWALKS.—TREE PLANTING.

SECTION 570.—Width of, and Other Regulations.—The widths of sidewalks from property line to outside of curb and the planting of trees on all sidewalks and in the streets of the City of Columbus shall conform to the following rules and regulations under the supervision of the Superintendent of Public Works:

The sidewalks shall be 4 feet wide on streets of 24 feet width.
The sidewalks shall be 6 feet wide on streets of 30 feet width.
The sidewalks shall be 8 feet wide on streets of 40 feet width.
The sidewalks shall be 10 feet wide on streets of 50 feet width.
The sidewalks shall be 12 feet wide on streets of 60, 66, 70 and 80 feet width.

The sidewalks shall be 13 feet wide on streets of 90 feet width.
Uniform width of 15 feet on each and both sides of Broad Street between Ninth and Thirteenth Streets; *provided, further*, that the sidewalks on Broad Street between Ninth and Fifteenth Streets shall not be less than 15 nor greater than 18 feet wide.
The sidewalks on streets 99 feet wide and on streets and avenues 132 feet wide and over shall be, not less than 14 feet nor greater than 20 feet wide; the fixed width between these limits to be determined and designated by the Committee on Streets and Sewers and the Superintendent of Public Works whenever the improvement of such streets and avenues shall require it.

The 24 feet streets are Twenty-first, Twenty-third, Twenty-fifth, Twenty-seventh and Twenty-ninth in City Village. The 30 feet streets are Linwood or Twenty-sixth or Centre Street. The 40 feet streets are Seventeenth, between Fifth and Tenth Avenues, Lawn Street, Russell Street, Pine Street, Tenth Avenue north of A Street, Olive Street, Rose Hill Street, North Street, Twentieth Street between Third and Hamilton Avenues, Hamilton Avenue between Talbot Avenue and Hill, or Twenty-seventh Street and Twenty-third Street between City Village and Talbot Avenue. The 50 feet streets are Dillingham Street, First Avenue from Twentieth to Twenty-ninth Street, Hamilton Avenue from Hill, or Twenty-seventh Street to city limits, Third Avenue from Nineteenth to Twenty-ninth Streets, Twentieth Street from Hamilton to Talbot Avenue, Eleventh Avenue north of G. M. & G. R. R., East Nineteenth Street, Talbot Avenue, Jordan Street, Robinson Street, Florida Street, Virginia Street, Carolina Street, Johnson Street and Alabama Street. The 60 feet streets are Chappel Street, Linwood Drive, East Seventeenth Street or Wericoba Drive, E Street, Warren Street, Railroad Street, Tenth Avenue, between East Seventeenth Street and A Street, and Hill or Twenty-seventh Street and Comer Avenue. The 66 feet streets are Eighteenth Street, Nineteenth Street west of Robinson, Twentieth, Twenty-second, Twenty-fourth, Twenty-sixth and Twenty-eighth Streets in City Village. The 70 feet streets are Hamilton Avenue between Seventeenth and Talbot Avenue, Eleventh and Twelfth Avenues. The 80 feet streets are A Street, B Street, C Street, D Street, First, Third and Fourth Avenues from Twenty-ninth Street to the city limits. The 90 feet streets are First Avenue from Nineteenth to Twentieth and Second Avenue from Nineteenth Street to city limits. The 99 feet streets are Third, Fourth, Fifth, Sixth, Seventh, Eighth, Ninth, Tenth, Eleventh, Twelfth, Thirteenth, Fourteenth, Fifteenth, Sixteenth, Seventeenth Streets, Short Street, Bay Street, Front Street above Twelfth Street, Cemetery Street, Seventh, Eighth, Ninth and Tenth Avenues. The 132 feet streets are Front Street to Twelfth, First, Second and Third Avenues to Nineteenth Street, Fourth and Fifth Ave-

nues to Seventeenth Street, and Sixth Avenue to cemetery. The 164 feet street is Broad Street.

All planting of trees on streets and sidewalks shall be as follows:

On sidewalks they shall be inside of curb, and shall be distant from property line—

3 feet on all sidewalks of	4 feet width.
5 feet on all sidewalks of	6 feet width.
7 feet on all sidewalks of	8 feet width.
8 feet on all sidewalks of	10 feet width.
10 feet on all sidewalks of	12 feet width.
11 feet on all sidewalks of	13 feet width.
12 feet on all sidewalks of	14 feet width.
12 feet on all sidewalks of	16 feet width.

The sidewalks on Hamilton Avenue from Talbot Avenue to Twenty-seventh Street shall be 16 feet wide.

And the distance between trees to be designated and prescribed by the Superintendent of Public Works.

Tree Planting.—There shall be no trees planted in the middle of the streets with less than 70 feet width, and the middle planting shall be in streets of 70, 80, 90 and 99 feet width a single row of trees 49½ feet distance from the property line.

In streets 132 feet wide, the planting shall be in two rows 26 feet apart and 53 feet from property line. On Broad Street the planting shall be in two rows 40 feet apart, distance 62 feet from property line. In all cases of doubt arising from local conditions such as railroads, amount of traffic, streams or ditches and irregularities of ground, etc., the decision of the Superintendent of Public Works shall be final.

The distance between all trees planted on any and all streets shall be designated and prescribed by the Superintendent of Public Works. Any person planting any tree or trees, other than the manner provided, shall, upon notice by the Superintendent of Public Works, remove the same within five days time; in default of which the Superintendent of Public Works shall cause the same to be removed at the expense of the person or persons planting the same and in case of failure to remove the same, the person or persons so planting said trees shall, on conviction thereof, be fined by the Recorder in a sum not less than \$1.00, nor more than \$20.00.

CHAPTER 58.

PAVING AND CURBING.—PAVING AND CURBING SIDEWALKS—GENERAL REGULATIONS—RULES AND COST OF—ASSESSMENTS FOR.

SECTION 572.—Superintendent of Public Works to Fix Grades and Curbs.—Whenever Council shall by resolution or otherwise give notice of intention to improve the sidewalks on certain streets, the Superintendent of Public Works shall proceed to fix the grade and locate the curb lines thereon, and under his supervision and direction shall have suitable curbing set and the walks properly graded and surfaced.

SEC. 573.—City May Construct or Contract. Assessments Against Abutting Owners.—The cost of setting the curbing and making the improvements shall be as follows: The city shall furnish the curbing either by quarrying from its own quarry or by contract to let to the lowest responsible bidder. The actual cost of the curbing laid down on the sidewalk shall be paid by the owners of the abutting property along and in front of which the curbing is set and the cost of said curbing shall be assessed against and charged to the owners of the abutting property, and shall be collected as provided in the new Charter of the City of Columbus. The city shall furnish the labor and pay all cost of setting the curbing in place and all cost of grading and surfacing the sidewalk. Whenever it may be necessary to lay drains across the sidewalk in order to drain the abutting property, the owners thereof shall pay the cost of such material as may be required and the drain shall be laid by the city. Any or all of the work prescribed in this Section may be done by the city with hired labor, or by contract let to the lowest responsible bidder, the whole to be done under the direction and supervision of the Superintendent of Public Works, and in accordance with the plans and specifications furnished by him.

SEC. 574.—Width. Material. Work by City. Superintendent Supervises.—Whenever it is desirable and Council shall by resolution or otherwise so designate, any sidewalk shall be paved

to such width as may be prescribed by the Superintendent of Public Works, the kind and character of pavement to be determined by Council. The work of constructing the pavement and all necessary work attendant thereto shall be done by the City of Columbus, either by contract let to the lowest responsible bidder or directly with hired labor under the supervision of the Superintendent of Public Works.

SEC. 575.—Bids for. Committee Advertises. City Awards.—All contracts for the construction of sidewalk pavement, either for the furnishing of material or for both material and labor, shall be made and awarded by the Committee on Streets and Sewers, after having been approved by the Mayor and Board of Aldermen, and all pavements constructed or material furnished under such contracts shall be in accordance with plans and specifications furnished by the Superintendent of Public Works, and the entire work shall be under his supervision and subject to his approval.

SEC. 576.—Costs Assessed Against Abutting Owners. When Due. Executions.—The entire cost of constructing pavement as aforesaid, including all material and labor, shall be assessed against and charged to the owners of the abutting property along and in front of which the pavement is placed and shall be collected as provided in the new Charter of the City of Columbus, and shall be due and payable immediately on completion of the work and if not paid on or before the first day of the following month, execution shall issue therefor and said execution shall bear interest at the rate of seven per cent. per annum until paid.

SEC. 577.—Repairs. Assessments for.—All repairs which may be needed upon sidewalks which are now or may be hereafter paved shall be repaired at the expense of the City of Columbus, when said repairs have to be made within five years after the building of said walks. After five years the cost of repairs shall be assessed against the abutting property owners.

SEC. 578.—Owners May Pave with Consent of Committee on Streets and Sewers.—No curbing shall be set and no sidewalk pavement laid on any of the streets throughout the city except as

provided in the preceding Sections; *provided, however*, any property owner may, by and with the consent and approval of the Committee on Streets and Sewers, pave and otherwise improve the sidewalk in front of his property, if the sidewalk has not already been ordered paved by Council as hereinbefore provided, the work to be done at the expense of and by the owner of the property, but in accordance with plans and specifications, lines and grades furnished and set by the Superintendent of Public Works and under his direction and supervision.

SEC. 579.—Paving Assessments and Curbing Due. When. Interest on.—All assessments against real estate, for street improvements, whether it be street paving or sidewalks paving, shall be due and payable immediately on completion of the said street improvement immediately in front of said abutting real estate and if not paid on or before the first day of the following month execution shall issue therefor, and said execution shall bear interest at the rate of seven per cent. per annum until paid.

CHAPTER 59.

COLUMBUS, CITY OF—INVESTED WITH TITLE TO LAND.

SECTION 580.—(Acts of 1910, Pages 479, 480, 481.) Eleventh Street.—An Act to vest in the City of Columbus, Georgia, title to certain land now used for streets, and known as all that part of Eleventh Street, (formerly Mercer Street), and extending to Seventh Avenue, and all that part of Seventh Avenue lying north of the intersection of said avenue with the street leading to the culvert under the Central of Georgia Railway tracks, with power in said city to close said land for use as public streets and to sell and convey the same, or exchange, for either land to be used for street extension, and for other purposes.

1. *Be it enacted by the General Assembly of the State of Georgia, and it is hereby enacted by authority of the same,* That from and after the passage of this Act, the title now vested

in the State, shall vest absolutely in fee simple and without any limitations or conditions, in the City of Columbus, in this State, to the following described land in said city now used for street purposes, to-wit: All that tract and parcel of land known as part of Eleventh Street, (formerly St. Clair Street), lying east of Sixth Avenue, (formerly Mercer Street), and extending to Seventh Avenue, and all that part of Seventh Avenue lying north of the intersection of said avenue with the street leading to the culvert under the track of the Central of Georgia Railway Company, with power in said city to close said land, or any part thereof for use as a public street and to sell and convey the same, or any part thereof, or to exchange said land, or any part thereof, for other land to be used for street extension or extensions, and in such sale or exchange to convey to the purchaser good and sufficient title in fee simple thereto, the proceeds of such sale or sales, or any surplus in cash, if any, in case of exchange of said land, to be covered into the Treasury of said city, and to be used and expended in such manner as the Mayor and Board of Aldermen of said city may determine. *Provided, however,* that no part of Eleventh Street east of Sixth Avenue, fronting the property of the First African Baptist Church, Columbus, Georgia, shall be closed by the city without consent of said church, unless said church and the city agreed upon proper compensation for damages to said church for closing said part of said street.

2. *Be it further enacted by the authority aforesaid,* That all laws and parts of laws in conflict with this Act be, and the same are, hereby repealed.

Approved August 3, 1910.

ACTS OF LEGISLATURE RELATING TO STREETS.

SECTION 581.—Columbus, Dedication of Street to Churches. (Acts of 1907, Page 722.)—An Act to ratify and confirm the closing to travel of the street between the lots of the First Baptist and St. Luke Methodist Episcopal Churches, the same extending from Second Avenue to Third Avenue, in Columbus, Georgia, and to dedicate to said churches the land formerly used as said street.

1. *Be it enacted by the General Assembly of the State of Georgia, and it is hereby enacted by authority of the same,* That from and after the passage of this Act, the action of the Mayor and Council of the City of Columbus, Georgia, in closing to travel the street in the City of Columbus, Georgia, extending between Second and Third Avenues and between the lots of the First Baptist and of the St. Luke Methodist Churches, be, and it is hereby ratified and confirmed.

2. *Be it further enacted by the authority aforesaid,* That whereas the title to the land in the streets in the City of Columbus is vested in the State of Georgia, that from and after the passage of this Act, the title to the land heretofore dedicated to and used as a street between the lots of the First Baptist and St. Luke Methodist Episcopal Churches, in the City of Columbus, is hereby given and dedicated to said churches, the north half of said street to the First Baptist Church, and the south half to the St. Luke Methodist Church, South, thereby adding to the lots dedicated to said churches when the City of Columbus was laid out by the State of Georgia.

3. *Be it further enacted by the authority aforesaid,* That all laws in conflict with this Act are hereby repealed.

Approved August 9, 1907.

ARTICLE VIII.

PUBLIC INSTITUTIONS--PUBLIC PROPERTY.
CEMETERIES.

ARTICLE VIII.

CHAPTER 60.

CEMETERY REGULATIONS.

SECTION 582.—Burials.—No body shall be buried in any of the streets or lanes, nor in any lots in any cemetery belonging to private persons, without the consent of the owners thereof.

SEC. 583.—Sale of Lots.—The selling of lots in the cemeteries shall be done by the Clerk of Council, who shall make out and deliver to the purchaser upon receipt of the purchase money, a deed to the same, which deed shall be signed by the Mayor and said Clerk, upon behalf of the Mayor and Council.

SEC. 584.—Vehicles in Cemeteries. Regulations.—No carriage or other vehicle shall be allowed to enter the cemeteries unless at a funeral, when the sexton may permit such vehicles as contain the family of the deceased person to enter with the hearse, and no others and also such wagons, carts, etc., as may be employed in carrying building materials or other necessary articles within the same.

SEC. 585.—Injuring Trees, Flowers or Monuments. Penalty.—Any person who shall willfully mutilate or in any manner deface any monument, fence or other enclosure or who shall break down, injure or destroy any wild or cultivated flower, or any trees, shrubs or plants in the cemetery, shall, upon conviction, be fined not exceeding \$25.00, or suffer other punishment in the discretion of the Recorder; and it shall be the duty of the Sexton to inform persons visiting the grounds of this Section.

SEC. 586.—Rubbish to be Removed From.—All piles of earth, brick, mortar beds, rubbish or building materials of any kind shall be removed by the party placing the same in the cemetery within twenty-four hours after the completion of any

work which may be done in the cemetery. Persons offending against this Section shall be fined at the discretion of the Recorder.

SEC. 587.—Pauper Burials.—All persons, white or colored, for whom coffins are furnished or who are buried at the expense of the city, shall be buried in lots in the cemetery known as “Pauper burial ground.” The Sexton allowing the burial of paupers elsewhere than said grounds, shall be held responsible for any and all expense to the city for furnishing coffins, burial, etc., and the Sexton shall bury no one as a pauper unless upon certificate of the City Physician or Marshal certifying that the person to be buried is a pauper.

SEC. 588.—Rewards.—The Mayor is hereby authorized to offer a reward of \$20.00 for the conviction of any persons guilty of committing depredations in the cemetery and that one-half of the fine collected be paid to the informer.

SEC. 589.—Children Unattended Forbidden in Cemeteries.—It shall be unlawful for children under the age of twelve years to enter into or upon the grounds of any cemetery of said city unless such child or children be accompanied by some older person and it is hereby made the duty of the Sextons of the cemeteries to see that this Section is enforced.

SEC. 590.—Dogs Forbidden in Cemeteries.—No dog shall be allowed to enter the cemetery enclosure, and any person or persons allowing their dogs to enter the cemetery shall be fined in a sum not less than \$5.00 nor more than \$25.00, or suffer such other punishment as the Recorder in his discretion may inflict; and it shall be the duty of the Sexton to inform persons visiting the grounds of this Section and also to report all violations of this Ordinance.

SEC. 591.—Certain Streets Closed.—South Street No. 2, and South Street No. 3, in Linwood cemetery shall be closed up and the Superintendent of Public Works shall proceed at once to survey and lay off the ground heretofore occupied by said streets into cemetery lots; and the Clerk shall proceed to offer said lots for sale under such rules and regulations as may be adopted by Council hereafter. This Section shall not go into effect until the

written assent shall have been obtained of a majority of the lot owners in Linwood cemetery, whose lots adjoin the streets proposed to be closed.

SEC. 592.—Fees of City for Digging Graves.—The city shall receive the following fees for digging graves:

For digging grave and interring white adult.....	\$5.00
For digging grave and interring colored adult.....	5.00
For digging grave and interring white child.....	3.00
For digging grave and interring colored child.....	2.00

SEC. 593.—Cemeteries. Under Supervision of Cemetery Committee.—The supervision of all the streets and alleys in the cemetery belonging to the city is hereby placed under the direction and control of the Committee on Cemeteries of the city with full power and authority to keep and maintain the same in suitable condition for travel thereon and to do this, said Committee shall have authority to call on the Superintendent of Public Works of the city to make such surveys, establish such lines and grades as they may direct.

SEC. 594.—For New Fences and Enclosures.—No new fences, walls, copings or other enclosures shall be placed upon or around any private burial lot in either of the cemeteries of the city, except upon plans submitted to and approved by said Committee, the work to be done under the direction of the Superintendent of Public Works or with his approval.

SEC. 595.—Permits for Repairing Houses and Enclosures.—In repairing any fences, walls or copings now in use the work shall be done as directed by said Committee on Cemeteries and when such repairs are made the Committee shall have authority to change the location of the walls, copings or fencing in order to make them correspond with the lines of the said streets and alleys as nearly as possible, the work to be done under the direction of the Superintendent of Public Works.

SEC. 596.—Street Work to be Done by Street Committee. When.—Upon the request of the Committee on Cemeteries and approved by Council the Committee on Streets and Sewers shall have such work done as may be necessary to carry out the object and intent of the foregoing Sections.

CHAPTER 61.

ROCK QUARRY.

SECTION 597.—Rules Governing Rock Quarry.—The Supervisor shall have general authority over all property of the city at the quarry.

The Supervisor shall have authority over all employees at quarry and over all parties getting out stone, under contract or otherwise.

The Supervisor shall employ all hands at quarry and may discharge any employee for cause, but he shall report any discharge in writing to the Superintendent of Public Works stating cause for discharges.

He shall keep a time-book and enter up time made by every hand each day and weekly; time-book to be subject to inspection of Mayor and Board of Aldermen and Superintendent of Public Works; shall report to the Superintendent of Public Works at the end of every week, giving the number of hands at work each day, time made by each hand daily and weekly, wages made and approve same for payment.

The work hours at the quarry shall be such as shall be prescribed by the Council or Superintendent of Public Works from time to time.

No person shall be allowed to talk to any of the employees without the consent of the Supervisor being first obtained. The Supervisor shall keep the quarry grounds posted, and no person shall be allowed on the grounds without the consent of the Supervisor except the Mayor and Board of Aldermen and Superintendent of Public Works and such other parties as may have business at the quarry.

It shall be the duty of the Supervisor to report in writing to the Superintendent of Public Works the number of loaded cars leaving the quarry every week, giving the number of the car, character of contents, to whom consigned, and date of shipment from quarry, and he shall keep a record of all such cars in a book provided for such purpose.

It shall be the duty of the Supervisor to report promptly in writing to the Mayor any accidents to any person or persons at the quarry, giving the name of the person or persons injured, cause of accident, nature of wounds to best of his ability, names of all witnesses present at the time of the accident and he shall take down in writing as fully as possible testimony of witnesses and forward to the Mayor.

It shall be the duty of the Supervisor to report promptly in writing to the Superintendent of Public Works any accident to any part of the machinery or buildings at the quarry, giving as clear and full report as possible.

The Supervisor shall make a requisition on the Superintendent of Public Works at the end of every week for all materials needed and he shall keep a record of the same in a book to be provided for such purpose.

The Supervisor shall keep an inventory of all tools and materials on hand and see that they are properly taken care of.

The City Council may at any time suspend work at the quarry for any length of time at their discretion.

CHAPTER 62.

PUBLIC LIBRARY.

SECTION 598.—Accepting a Donation from Andrew Carnegie of \$30,000 for the Building of a Public Library, and Providing for the Building of a Public Library, and Providing for its Support.—*Whereas*, the Mayor and Board of Aldermen of the City of Columbus, Georgia, did by the Ordinance adopted July 2, 1902, accept the offer of Andrew Carnegie to donate the sum of \$25,000 for the erection of a public library in said city; *provided*, that the city pledge itself to support said library at a cost of not less than \$2,500 a year; and,

Whereas, the Commissioner of Commons of said city did, on February 10, 1906, set apart Mott's Green as a site for said library building and,

Whereas, it is desirable to erect a building at a cost of \$30,000 instead of \$25,000, and Mr. Carnegie has signified his willingness to donate said sum of \$30,000; *provided*, the city will pledge itself to provide the sum of \$3,000 annually for the support of the library; and,

Therefore, The Mayor and Board of Aldermen of the City of Columbus have accepted, and do hereby accept the donation of \$30,000 for the erection of a public library and has pledged and does hereby pledge itself to raise by taxation the sum of \$3,000 annually to the support of said library.

CHAPTER 63.

PUBLIC SCHOOLS.

SECTION 599.—Board of Trustees.—*Whereas*, by the Ordinance of Council organizing the Public School Board of Control, which was afterwards changed to the Board of Trustees of the Public Schools of the City of Columbus, it was provided that said Board should consist of nine citizens, and should hold their office for three years, and it should be so managed that only three vacancies shall occur each year, and by Ordinance passed February 11, 1867, the number of said Board was increased to eleven; and,

Whereas, it is impracticable to manage for only three vacancies to occur in each year;

Be it resolved, That it shall be so managed that four vacancies shall occur for two years, and three vacancies shall occur every third year.

SEC. 600.—Board of Trustees Report to Council.—The Board of Trustees of the Public Schools shall lay before the City Council annually, at its meeting on the first Wednesday in August, a report showing the condition of the public schools during the past year, with summaries of statistics as nearly as may be, in tabulated form, giving all information, numerical, financial and historical, of interest to the public; also estimates of the amount

required for the support of the ensuing year, showing in detail as many as may be, the items for which the amount is to be expended; the report not to exceed when printed, two columns in the city papers. The annual report of the Trustees of the public schools shall be published in the city papers. (See also new Charter.)

SEC. 601.—Appropriations by Council for Schools.—The City Council will make appropriations for the public schools at their meeting on the first Wednesday in August of each year, or at such time as the Board of Trustees of the public schools shall lay their report before them.

SEC. 602.—Vacancies in Board.—*Be it ordained*, that the Trustees of the public schools of Columbus be, and are hereby, authorized to declare vacancies in said Board on vote of two-thirds of the members of the Board, for non-attendance or other good and sufficient reason.

ARTICLE IX.

PRIVATE PROPERTY—PUBLIC REGULATION.

ARTICLE IX.

CHAPTER 64.

FRANCHISE—AUTOMATIC TELEPHONE COMPANY.

SECTION 603.—Authorizing the Columbus Automatic Telephone Company, John T. Norman, George B. Young, its Successors, and Assigns to Use the Public Streets of the City of Columbus, Georgia, for the Purpose of Placing Poles and Electrical Conductors Under the Same.—

(a.) Permission is hereby granted to the Columbus Automatic Telephone Company, its successors and assigns to erect, operate and maintain lines of telephone, including the necessary poles, fixtures and electrical conductors upon, along and over, and subways for electrical conductors under the public roads, streets and highways of the City of Columbus, Georgia, as its business may from time to time require; *provided*, that all poles shall be neat, symmetrical and painted in conformity with the provisions of the laws of this Code relating to poles and that no electrical conductors shall be placed less than twenty feet above the surface of the ground.

(b.) The work of erecting and locating poles and constructing subways and all other work done in the streets by virtue of this Section shall be done under the supervision and approval of the Superintendent of Public Works, which approval must first be obtained before the commencement of any work, and the said Columbus Automatic Telephone Company shall replace and properly relay any sidewalk or street that may be displaced by reason of the erection or construction of such poles or subways as directed by the Superintendent of Public Works, and upon the failure of the Company after notice shall have been given by the Superintendent of Public Works to said Company to begin such repairs at once and continue the work with diligence until

completed satisfactory to the Superintendent of Public Works, the city may make such repairs and collect the cost of the same from said Company.

(c.) Said Company shall provide one cross-arm on each pole and space not to exceed one duct in the subways constructed by virtue of the provisions of this Section, for the free use of the police and fire alarm systems of the City of Columbus, when so requested by the Mayor.

(d.) Said Company shall at all times be subject to the laws of the City of Columbus now in existence or which may hereafter be passed relative to the use of the public streets by telephone and telegraph companies, and to any and all other laws relative to the use of the streets or otherwise when applicable.

(e.) Said Company shall indemnify the City of Columbus against and assume all liabilities for damages which may arise or accrue to the City of Columbus, Georgia, or to any person holding the city liable from any injury to persons or property from the doing of any work or growing out of any work done, authorized or the neglect of said Company or any of its employees to comply with any law relative to the use of the streets of said city and the operation of the Company under the provisions of this Section shall be an agreement by it to pay to the City of Columbus, Georgia, any sum of money for which the city may become liable from or by reason of such injury.

(f.) Any combination with or sale to any other competing or organized telephone company doing business in the City of Columbus, within the period of five years from the date of July 3, 1902, shall operate as a forfeiture of all rights and privileges herein and hereby granted to this Company.

(g.) This Section is to be construed as a permit or franchise and not as a contract between the Columbus Automatic Telephone Company and the City of Columbus, Georgia.

(h.) The provisions of this Section shall be in force from and after the date of July 3, 1902, and the preliminary work and actual construction of said telephone system shall be commenced by said Company at a period not later than the first day of April,

1903, and pushed to completion on or before October 1, 1903. Otherwise the privileges and franchise herein granted to said Company shall be revoked and annulled and this Section shall be of no force and effect but void for all intents and purposes.

SOUTHERN BELL TELEPHONE COMPANY.

SECTION 604.—Franchise.—It is ordained by the Mayor and Board of Aldermen of the City of Columbus that permission be, and the same is hereby granted to the Southern Bell Telephone and Telegraph Company, its successors and assigns to erect, operate and maintain lines of telephone and telegraph, including the necessary poles, fixtures and electrical conductors upon, along and over and subways for electrical conductors under the public roads, streets and highways of the City of Columbus, as its business may from time to time require; *provided*, that all poles shall be neat, symmetrical and painted in conformity with the present city laws or any subsequent city laws relating to poles and that no electrical conductor shall be placed less than twenty feet above the surface of the ground.

SEC. 605.—That the work of erecting and locating poles, and constructing subways and all other work done in the streets by virtue of this Ordinance shall be done under the supervision and approval of the Superintendent of Public Works, which approval must first be obtained before the commencement of any work, and the said Southern Bell Telephone and Telegraph Company shall replace and properly relay any sidewalk or street that may be displaced by reason of the erection or construction of such poles or subways as directed by the Superintendent of Public Works, and upon failure of the company after notice shall have been given by the Superintendent of Public Works to said company to begin such repairs at once and continue the work with diligence until completed satisfactory to the Superintendent of Public Works, the city may make such repairs and collect the cost of the same from the company.

SEC. 606.—Said company shall provide one cross-arm on each pole, and space not to exceed one duct in the subways constructed by virtue of this Ordinance, for the free use of the

police and fire alarm telegraph system of the City of Columbus, when so required by the Mayor.

SEC. 607.—Said company shall at all times be subject to the city Ordinances now in existence or which may hereafter be passed relative to the use of the public streets by telephone and telegraph companies and to any and all other Ordinances relative to the use of the streets or otherwise when applicable.

SEC. 608.—Said company shall indemnify the City of Columbus, Georgia, against and assume all liabilities for damages which may arise or accrue to the City of Columbus or to any person holding the city liable from any injury to persons or property from the doing of any work or growing out of any work done herein authorized or the neglect of said Company or any of its employees to comply with any Ordinance relative to the use of the streets of said city, and the operation of the company under this Ordinance shall be an agreement by it to pay to the City of Columbus any sum of money for which the city may become liable from or by reason of such injury.

SEC. 609.—This Ordinance is to be construed as a permit or franchise and not as a contract between the Southern Bell Telephone and Telegraph Company and the City of Columbus.

SEC. 610.—This Ordinance shall be in force from and after the date of its passage.

Adopted in Council October 4, 1899. Approved October 5, 1899.

CHAPTER 65.

RAILROAD COMPANIES.

SECTION 611.—The various railroad companies now entering at Columbus shall be allowed, and are hereby empowered, to construct and maintain a single railroad bed and one track (except when the gauge differs, then two tracks may be laid upon one and the same bed) upon First Avenue or Second Avenue and also either Twelfth, Eleventh or Tenth Streets; *provided*, that no track is allowed upon more than one street running north and

south, nor upon more than one street running east and west; and, *provided, further*, that the streets to be used under this privilege shall be fixed by the selection made by the company which may first avail itself of the privileges hereby granted.

SEC. 612.—The said railroad track or tracks shall not interfere with the proper drainage or free use of the streets, nor extend west of First Avenue; and at this terminus or intersection a passenger station, similar to that used on Broad Street by the Mobile and Girard Railroad may be constructed and maintained upon the following conditions: First, trains passing through the city shall not move at a greater speed than four miles per hour; the passenger station herein allowed shall be so constructed as to allow ample room for the passage of all vehicles, it being stipulated and required that for any violation of this contract the railroad company offending shall forfeit all privileges herein granted, at the will and pleasure of the Council.

SEC. 613.—*Whereas*, under the terms and conditions of the Act of the Legislature entitled an Act to authorize the connection of the Muscogee Railroad with the Opelika Branch Railroad and the Mobile and Girard Railroad at Columbus, assented to December 21, 1857, the question as to whether a connection should be made by said railroad was submitted to a vote of the people of the City of Columbus, and in such election in a single line along Ninth Street; and,

Whereas, a side track has been laid in Ninth Street by the Mobile and Girard Railroad and other side tracks have been laid by said railroads or their legal successors in what was originally the common of the City of Columbus, and no consent of the people of the City of Columbus was given for the laying down and using any side tracks, including the loading and unloading cars in the streets, in any of the streets or commons of said city; wherefore,

SEC. 614.—An election shall be held at the court house in the City of Columbus, on the 28th day of April, 1887, for the purpose of obtaining the consent of the people of Columbus to the laying down and using of such side tracks, including the loading and unloading of cars in the same, as may have been already

laid down in Ninth Street and elsewhere for the delivery of freight to the citizens or persons doing business on said Ninth Street or any other street, or in any part of said commons; and also for the purpose of obtaining the consent of the people of Columbus that other side tracks may be so laid down by said railroads or their successors owning and operating said railroads in any of the streets of the City of Columbus for the delivery of freight to the citizens or persons doing business on any such streets, including the right to load and unload in any such streets; that at said election all the people of the City of Columbus entitled by law to vote may vote; and those who consent to the laying down and use of such tracks, including the right of loading and unloading cars in the streets as are already laid down, and also consent that other such tracks may be so laid down and used in Ninth Street and in other streets of the city and upon the commons of the city, upon such terms and conditions and in such manner and at such times as the Mayor and Council may agree upon, may manifest their consent by voting "For side tracks, with the privilege of loading and unloading cars in the street;" and those who do not consent shall manifest their opposition by voting "Against sidetracks."

That if at such election, a majority of the votes cast shall be in favor of side tracks, then the people of the City of Columbus shall be held to have given their consent to the laying down and use of the side tracks already so laid down, including the privilege of loading and unloading cars in the street, and to authorize the Mayor and Council to permit other such side tracks to be laid down and used upon such terms and in such manner and at such times as the Mayor and Council shall agree upon and prescribe.

SEC. 615.—*Whereas*, the Board of Trade of Columbus have petitioned the Mayor and Council to relieve the railroads entering Columbus and who have received gifts of land from the commons Commissioners to be used for railroad purposes only, from said conditions, so that said railroads can sell or lease any part or fraction of any of said land to any individual or corporation; and,

Whereas, there is need for building lots with railroad fronts for manufacturing purposes and for mercantile business; and,

Whereas, it is the duty of the Mayor and Council to encourage and foster the material prosperity of the city and promote the rapid growth that is now upon the city; therefore,

SEC. 616.—*Be it ordained*, That the Columbus and Rome Railroad Company, the Western Railway of Alabama, the Central Railroad and Banking Company of Georgia, the Mobile and Girard Railroad Company, the Georgia Midland and Gulf Railroad Company and the Columbus Southern Railroad Company, all or either of them are hereby authorized and empowered to sell or lease any portion or fraction of any land dedicated to any of said railroads by the commons Commissioners for railroad purposes only; the said Mayor and Council hereby relieving any portion or fraction of land sold or leased from forfeiture.

Resolved, That said railroads or either of them, will and shall, pay to the Treasurer of the City of Columbus one-half of the purchase money received for the land sold upon the sale of the same, and one-half of each year's rental for the rent or lease of any of said land during the entire period of said rental or lease.

CHAPTER 66.

COLUMBUS RAILROAD COMPANY.—ORDINANCE OF AUGUST 3, 1887.

SECTION 617.—**Columbus Railroad Company. Powers.**—*Be it ordained*, That the Columbus Railroad Company be, and the same is hereby allowed to propel its cars on any of its lines now built or hereafter to be constructed, by steam engines; that said cars shall not be propelled through the streets of said city at a greater rate of speed than six miles per hour.

SEC. 618.—**Obstructing Tracks Forbidden.**—That it shall not be lawful for any individual to obstruct the track of said company, in person or with any vehicle, by walking or driving up or down the same, but nothing in this Ordinance shall be construed

to prevent any person, while walking or driving a vehicle of any description, from crossing said track at pleasure.

SEC. 619.—Police Powers, Conductors and Mortormen. Arrests.—*Be it ordained*, That from and after the passage of this Ordinance, the conductors and drivers of the Columbus Railroad Company are hereby given full power and authority to make arrests of any persons for drunkenness, disorderly conduct, or any violation of any city Ordinance, on any of the cars of said company; and for these purposes, said conductors and drivers are hereby made a part of the police force of the City of Columbus without pay from said city.

Be it further ordained, That said conductors and drivers shall be furnished with police whistles and badges by the Chief of Police, and all signals given by them shall be immediately responded to by the police of said city. *Provided*, that before said powers shall be exercised by said drivers or conductors, their names shall be submitted to the Mayor and approved by him.

CHAPTER 67.

SALE OF MOBILE AND GIRARD RAILROAD STOCK. ORDINANCE OF JULY 1, 1885.

SECTION 620.—*Whereas*, The bonded debt of the City of Columbus, aggregating about one-half million dollars, has been created by municipal subscription to the capital stock of the four railroads entering the city, while the same were independent railroads; and,

Whereas, Since such subscriptions were made, each and all of said railroads have ceased to be competing lines as was intended and have passed under the control of the Central Railroad and Banking Company of Georgia, and all are being run and operated by that system as continuous lines; and,

Whereas, From such causes the citizens of Columbus are deprived of the benefits of legitimate competition as intended,

and which their means were expected to secure, and in consequence the trade of the city has been restricted and the value of property largely depreciated; and,

Whereas, One of said railroads, to-wit: the Mobile and Girard Railroad Company, is a corporation existing under the laws of the State of Alabama, and has never been completed as intended, and in consequence of the subscription made, the City of Columbus is owner of a large number of shares of the capital of said railroad, which stock has no fixed market value, and has been held by the city for twenty years without any dividend having been paid thereon; and,

Whereas, All material interests of the City of Columbus, its trade, convenience of travel, appreciation of the property of her citizens, would be greatly advanced and promoted by making the Mobile and Girard Railroad an independent and competing line, by construction of a line of railroad in a northerly direction, connecting with systems other than the Central Railroad and Banking Company;

Therefore, For the purpose of realizing to the City of Columbus the value of said stock, and for the additional purpose, so far as can be legally done, of securing legitimate competition in the transportation of freight and passengers to and from the City of Columbus,

SEC. 621.—*Be it ordained*, That all the shares of the capital stock of the Mobile and Girard Railroad Company owned and held by the City of Columbus, in its corporate capacity, together with all and every interest therein and connected therewith, whether direct or reversionary, and all the rights and benefits which have accrued therefrom, together with all the scrip issued or which hereafter shall be issued on same, and every interest, value and property therein, and resulting therefrom, be and the same is hereby transferred, assigned and made over to G. Gunby Jordan, Isaac Joseph and two citizens to be named by the Mayor for the purpose hereafter mentioned; and his honor, the Mayor of the City of Columbus, is hereby authorized and instructed, in the corporate name of said city, to transfer, assign and convey to said persons, in their own name, all the

certificates of stock and property owned by the said City of Columbus in its corporate name and capacity in the Mobile and Girard Railroad Company, and to sign the corporate name of the city to such acquittances, receipts, transfers, releases, on the books of said company, and elsewhere as may be necessary, customary and required to vest in said persons as aforesaid, in their own name, the full and complete title and control of all the shares of stock, rights, interests and property, in being or expectancy, which said city, in its corporate capacity, may have, or be entitled to have, in said Mobile and Girard Railroad Company, and as may be necessary to fully execute and carry out the object of this action of the Mayor and Council of the City of Columbus. Said transfer shall include all the stock and property in said Railroad Company which rightfully belongs to the City of Columbus, in the corporate capacity, whether now held in the name of "The Mayor and Council of the City of Columbus," or standing on the books of said railroad company in any other name.

SEC. 622.—*Be it further ordained*, That said G. Gunby Jordan, Isaac Joseph, and.....are hereby fully authorized and empowered to sell such stock and property at such time as they may agree on, at private sale, and for such consideration as they may deem to be the interest of the City of Columbus, and by their own conveyance or transfer, made in their own name, to transfer to the purchasers thereof full legal title thereto. They are further authorized and empowered to sell all of said stock and other property for cash, bonds, stock or other thing of value, as to them may seem best; and should such sale be made for a consideration other than cash, to take title thereof in their own name, and proceed as soon as practicable thereafter, to sell and dispose of such property, bonds and stock, or other articles of value so received as consideration, for cash or private sale, and the cash proceeds of any sale made by them shall be paid by them to the Treasurer of the city, for which his receipt shall be voucher.

SEC. 623.—In all sales made by them of the stock and property of the Mobile and Girard Railroad Company, preference shall be given to such purchasers as will use the stock and property so as to make the Mobile and Girard Railroad independent of and a

competing line with the system now controlling it. They are further directed and instructed in making the sales herein authorized to aid, assist and encourage the construction of a line of railroad northward from the City of Columbus, which will connect, within this state, with any competing system of railroad; *provided, only*, that such action on their part shall be restricted to such acts and arrangements as are legal and proper under the constitution and laws of this state.

SEC. 624.—*And be it further ordained*, That in order to fully carry out the instruction of the Mayor and Council of the City of Columbus, said persons named and authorized and empowered to bring and prosecute in their own name for the use of the Mayor and Council of the City of Columbus, all suits and processes in the courts of law and equity of this state, as may be found necessary to secure control and manage any and all of such stock and property against any person, firm or corporation holding the same.

SEC. 625.—*And be it further ordained*, That the Mobile and Girard Railroad Company as well as the purchasers of said stock and property, shall in no manner be held responsible for a proper execution of the duties herein imposed on the said G. Gunby Jordan, Isaac Joseph, and.....

SEC. 626.—The said persons, after the performance of the duties assigned, shall in writing, make to the Mayor and Council of the City of Columbus, a report of the sale made by them, and shall account for all sums of money that may come into their hands as proceeds of the property sold, as well as all property which may remain in their hands unsold.

CHAPTER 68.

GAS AND WATER COMPANIES.

SECTION 627.—*Cut-offs of Gas and Water Pipes.*—All cut-offs of gas and water, also water meters on the service pipes of said gas and waterworks hereafter laid or put down in the

City of Columbus when laid on the streets shall be placed just within the outer edge of the sidewalk, next to the curbstone, and all such cut-offs and meters shall be properly and securely boxed in iron boxes in such a manner as may be approved by the Superintendent of Public Works, so that said gas or water as the case may be, may be cut off and turned on to the customers without having to dig or displace the street or sidewalk or paving thereon.

That all gas and water companies doing business in the City of Columbus shall move all cut-offs and meters within the line of such curbstone and grades as designated by the Superintendent of Public Works, and shall properly and securely box all their cut-offs and meters connecting with consumers so that the supply of such gas or water may be cut off or turned on without having to dig on any street, pavement, macadam or sidewalk so to do. Such cut-offs and meters to be put down under the approval of the Superintendent of Public Works, and all to be of iron or metal approved by the Superintendent of Public Works.

CHAPTER 69.

NORTH HIGHLANDS RAILROAD COMPANY.

SECTION 628.—Ordinances in Reference to.—To authorize the North Highlands Railroad Company in addition to the privileges and right of way heretofore granted it over the streets of the City of Columbus to extend, lay out and construct the tracks of the said railroad company over certain other streets of said city besides those now occupied by it, and to operate and propel its cars over and upon the same by animal power, steam, electricity, cable or other motive power, and other purposes, the North Highlands Railroad Company be, and it is hereby empowered, in addition to the right of way heretofore granted it, to extend, lay out and construct the tracks of its said railroad from the present main line now occupied and operated by it on Second Avenue from said Second Avenue out and upon Fifteenth Street

to Broad Street, down Broad Street and as near the center as may be to Eighth Street, out Eighth Street to First Avenue, down First Avenue to Fifth Street, out Fifth Street to Fifth Avenue, down Fifth Avenue to Third Street, so that said company may reach the Exposition Grounds and the new Riverdale Cemetery and from Fifth Street up Fifth Avenue to the line of its present right of way on Eleventh Street and from its main line on Second Avenue, out Eighteenth Street to Tenth Avenue, up Tenth Avenue to Talbot Avenue, up Talbot Avenue to the city limits, with the right to operate and propel its cars upon and over said streets and avenues by animal, steam, electricity, cable or other power, subject to such rules and regulations as may be prescribed by the Mayor and Board of Aldermen of this city.

Said railroad company shall have the right, and the consent of the Mayor and Board of Aldermen is hereby given to it, to parallel the tracks of any other railroad company on and upon those portions of the streets and avenues in said Second Section of this Ordinance designated over which the tracks of said North Highlands Railroad Company are hereby authorized to be extended.

The said North Highlands Railroad Company be, and is hereby authorized to construct and use such side tracks, turn-outs, and other appliances, along and over said streets as may be necessary for the operation of its said railroad, and to cross the tracks of any other railroad alone and over its said route.

Be it further ordained, That the North Highlands Railroad Company be, and it is hereby required, to commence construction of the proposed extension of its tracks within six months from the date of this Ordinance, and that they be required to complete the same within twenty-four months from this date on all streets on which the right to build is asked for, and that each, every and all tracks, the right of which is asked of this Council to construct before the Broad Street parallel is allowed.

Be it further ordained, That the said North Highlands Railroad Company be required to operate schedules on each and all of said tracks for fourteen hours per day.

Be it further ordained, That unless said company shall commence work within six months from the date of this Ordinance and complete the same within twenty-four months from the date of commencing said work, that the rights and privileges granted by this Ordinance and amendment thereto be revoked.

Adopted July 6, 1893.

SEC. 629.—To authorize the North Highlands Railroad Company to lay down and construct its tracks over and upon certain streets of the City of Columbus and to operate and propel its cars over and upon the same, by animal power, steam, electricity, cable or other motive power and for other purposes. The North Highlands Railroad Company be, and it is hereby authorized and empowered to lay down and construct a line of street railroad for the transportation of passengers and freight along and over the entire length of Second Avenue, Sixth Avenue, Eleventh and Sixteenth Streets in said city, or any portions thereof and over and along Third Street, to and into the Exposition Grounds with such terminal facilities therein as may be necessary, but the tracks of said railroad company not to extend further within the Exposition Grounds than the race track; the tracks of said railroad to be laid along said streets under the direction of the Street Committee. Said railroad company shall have the right, and the consent of the Mayor and Board of Aldermen is hereby given to it, to parallel the track of the Columbus Railroad Company on the same street on Second Avenue where the same is occupied by the Columbus Railroad Company, and also to parallel the track of the Georgia Midland and Gulf Railroad Company and the Columbus Railroad Company on the same street on Sixth Avenue where said avenue is occupied by said railroads.

Said North Highlands Railroad Company shall be, and is hereby authorized to propel its cars over its road and through and over said streets by means of animal power, steam, electricity, cables or other such motive power as said company may select, subject to such rules and regulations as may be prescribed by the Mayor and Board of Aldermen.

Said North Highlands Railroad Company shall be, and is hereby authorized to construct and use such side tracks, turn-

outs, and other appliances along and over said streets as may be necessary for the operation of its railroad and to cross the tracks of any other railroad along and over its said route. Inasmuch as the Columbus Railroad Company now occupies said Second Avenue for a distance of over 2,400 feet, and has heretofore decided to extend its tracks on Second Avenue, that said North Highlands Railroad Company shall accept its right of way on Second Avenue subject to the right of the Columbus Railroad Company at any time hereafter to extend its lines northwardly on Second Avenue to an intersection with its tracks on Twelfth Street; and permission is hereby granted to said Columbus Railroad Company to extend its lines on Second Avenue as aforesaid. The new track laid by the Columbus Railroad Company on Second Avenue shall be laid on the west side of the center of said Second Avenue and the tracks of said North Highlands Railroad Company shall be laid on the east side of the center of said Second Avenue; and each track shall be laid a sufficient distance from the center of said avenue to prevent any interference of one line with the other by reason of poles, wires or other necessary appliances.

Adopted February 4, 1891.

SEC. 630.—To authorize the North Highlands Railroad Company, in addition to the privileges and rights of way heretofore granted it over the said streets of the City of Columbus, to extend, lay out and construct the tracks of the said railroad company over certain other streets of said city besides those now occupied by it, and to operate and propel its cars over and upon the same, by animal power, steam, electricity, cable or other motive power and for other purposes.

The North Highlands Railroad Company be, and is hereby empowered in addition to the right of way heretofore granted it, to extend, lay out and construct the tracks of its said railroad from the present main line now occupied and operated by it on Second Avenue from said Second Avenue out and upon Fifteenth Street to Broad Street, down Broad Street to First Avenue, down First Avenue to Fifth Street, out Fifth Street to Fourth Avenue, down fourth Avenue to Third Street, so that said

company may reach the Exposition Grounds and the new Riverdale Cemetery. And from its main line on Second Avenue out Eighteenth Street to Tenth Avenue, up Tenth Avenue to Talbot Avenue, up Talbot Avenue to the city limits, with the right to operate and propel its cars upon and over said streets and avenues by animal power, steam, electricity, cable or other power, subject to such rules and regulations as may be prescribed by the Mayor and Board of Aldermen.

Said railroad company shall have the right, and the consent of the Mayor and Board of Aldermen is hereby given to it, to parallel the tracks of any other railroad company on or upon those portions of the streets and avenues in said Section 2, of this Ordinance designated, over which the tracks of the said North Highlands Railroad Company are hereby authorized to be extended.

The said North Highlands Railroad Company be, and is hereby authorized to construct and use such side tracks, turn-outs, and other appliances along and over said streets as may be necessary for the operation of its said railroad, and to cross the tracks of any other railroad along and over its said route.

ARTICLE X.

MAYOR'S OR RECORDER'S COURT—POLICE
DISTRICT.

ARTICLE X.

CHAPTER 70.

RECORDER'S COURT.

SECTION 631.—Recorder's Court. Terms and Powers.—It shall be the duty of the Recorder of said city to hold a court to be called the "Recorder's Court," at such time and place within said city as he may order and appoint for the trial of all offenders against the laws and Ordinances of said city; and he is hereby fully authorized to inflict such fines and penalties upon offenders as he may deem proper and just, not exceeding the limits allowed by law, or prescribed by Ordinances of Council, and to enforce the judgment of the court by the attachment of the person by execution; and to punish witnesses for non-attendance or other contempts as a court of record may do.

SEC. 632.—Clerk of Recorder's Court.—The Recorder shall be *ex-officio* Clerk of said Court, and shall keep a regular docket upon which he shall enter all cases brought before said Court for investigation or trial, together with the judgment of the Court in each case, and the amount of the costs and fines, or other penalty assessed; and he shall make entry thereon when execution for costs and fines shall issue, and the time of the delivery of the same to the Marshal. The Clerk of Council shall sign and issue all processes, summons, attachments and executions which shall bear test in the name of said Recorder.

SEC. 633.—Recorder's Duties as Ex-officio Clerk.—It shall be the duty of the said Recorder to enter upon said docket the names of all persons confined in the guard house, and also the nature of the offense for which such person was confined; and all such cases shall be tried by said Court within twenty-four hours after confinement in said guard house. Whenever any offense is reported by any person to the said Clerk of Court,

it shall be his duty forthwith to issue a summons directed to the offender stating the character of the particular part of the Ordinance or Section charged to have been violated, and the date of the alleged violation, and the time and place of holding said Court and all such cases shall be tried within three days after being reported; but the Recorder may continue any case in said Court for good and special reasons, to such time or times as the ends of justice may require. Such summons shall be served personally upon the defendant by the Chief of Police or any policeman of said city and whenever it appears that such service has been made, the Court may proceed to investigate the case and pass judgment whether the defendant is present or absent without excuse.

SEC. 634.—State Offenses. Defendant Bound Over.—If, after an investigation of any case, it shall appear that the said Court has no jurisdiction to determine it, the Recorder shall require the defendant to enter into bond, conditioned to appear before the next term of the Court having jurisdiction, to answer for such offense, which said bond shall be turned over to the proper officer of said Court. In default of such bonds the Recorder shall have power to commit the defendant to jail to answer the charge at the next term of the Court having jurisdiction thereof.

SEC. 635.—Costs in Recorder's Court be Paid into the City Treasury, Etc.—Costs arising in the Recorder's Court of said city shall be paid into the City Treasury of said city, and the Clerk and Marshal of said city shall receive no costs, fees or perquisites whatever for cases tried or reported to the Recorder's Court.

SEC. 636.—Recorder's Court May Punish for Contempt. Penalty.—The Recorder's Court shall have power to issue attachments and inflict summary punishment for contempt of court. Said power shall not extend to any case except the misbehavior of any person or persons in the presence of said Court, or so near thereto as to obstruct the administration of justice, the misbehavior of any of the officers of said Court in their official transactions and the disobedience or resistance by

any officer of said Court, party, witness or other person or persons to any lawful writ, process, order, rule or command of said Court.

The Recorder's Court shall have power to punish any person or persons in contempt as aforesaid by a fine not to exceed \$50.00, or imprisonment not to exceed five days, either or both, in the discretion of the Court.

SEC. 637.—Bond Forfeitures Recorder's Court.—In all cases where persons charged with the commission or violations of the laws and Ordinances of the City of Columbus, shall give bond for their appearance before the Recorder's Court of said City of Columbus, or where witnesses summoned to appear before said Court shall give bond for their appearance, and it shall become necessary to forfeit said bonds for the non-appearance of such persons; that the mode of procedure to forfeit such bonds in said Recorder's Court, shall be the same in all essentials as is now provided by the laws of Georgia for the forfeiture of bonds in criminal cases in the Superior Court of said State of Georgia.

CHAPTER 71.

POLICE DISTRICT.

SECTION 638.—Establishing Police Jurisdiction Over Certain Territory Outside Corporate Limits.—That the provisions of the Charter of the City of Columbus embraced in this Code are hereby declared to be in full force and effect in all of the parks and territory immediately adjacent thereto reached by the lines of the Columbus Railroad Company lying within the State of Georgia, and within three miles of a straight line from any point of the corporate limits of the City of Columbus and on all cars running on the lines of the Columbus Railroad Company lying within the above described limits; *provided*, that the said railroad company shall, at its own expense and without cost to the city, employ suitable park policemen to be approved and sworn in by the Police Commission; said policemen to be under the con-

trol and direction of said Commission; *provided, however*, that the City of Columbus is not to be held in any manner responsible for any omission or neglect of any duty on the part of any such park policemen or other policemen nor for any failure to furnish police protection to any given person or persons on any given occasion.

Whenever the Police Commission shall assent thereto, the conductors or motormen of the Columbus Railroad Company may be sworn in as members of the police force of the City of Columbus; *provided*, that the city is not to be at any expense in any manner connected therewith; and, *provided, further*, that said motormen and conductors, when so sworn in as policemen, shall be under the control and direction of said Police Commission so far as their duties as policemen are concerned.

Said park policemen, motormen or conductors may call on any member of the regular police force of the City of Columbus who may be present at any of the said parks or on any of the said cars of the railroad company, to assist in preserving order and enforcing the Ordinances of the city.

ARTICLE XI.



THE CRIMINAL CODE.

ARTICLE XI.

CHAPTER 72.

THE PUBLIC PEACE AND DISORDERLY CONDUCT.

SECTION 639.—Resisting Officer in Performance of His Duty.

Penalty.—Any person who shall obstruct, resist or oppose the Mayor or Marshal or any Alderman, Policeman, Wharfinger, Health Officer, or other officer of the City of Columbus, Georgia, in the performance of any duty required of such officer by the laws and Ordinances or orders of said city or the authorities thereof, shall be deemed guilty of obstructing an officer and on conviction thereof by the Recorder's Court shall be punished by a fine not exceeding \$50.00, or imprisonment or confinement at hard labor on the public works not exceeding sixty days, in the discretion of the Recorder.

SEC. 640.—Drunkenness in Public Places. Penalty.—Any person who shall appear in or upon any of the streets, lanes, alleys or parks of the city, or in any other public place in the city in an intoxicated condition, shall, upon conviction therefor, be fined not more than \$50.00, or imprisoned or confined at hard labor on the public works not exceeding sixty days, either or both, in the discretion of the Recorder.

SEC. 641.—Impersonating Policeman Forbidden. Penalty.—Any person who wrongfully and willfully impersonates any of the police officers of the City of Columbus by wearing either a regulation uniform or badge of said policeman shall upon conviction, be guilty of disorderly conduct and shall be punished by fine not exceeding \$50.00, or imprisoned or confined at hard labor on the public works not exceeding sixty days, either or both, in the discretion of the Recorder.

SEC. 642.—Imitating Police Whistle. Penalty. Adopting the Echo Whistle for Use of the Police.—The Echo whistle is hereby selected and adopted as the police call for the City of Colum-

bus, to be used exclusively by the police authorities of said city, or persons authorized by them.

It shall not be lawful for any person other than police officers, or persons entrusted therewith by the police authorities, to use or blow, within the corporate limits of the City of Columbus, any Echo or police whistle of the kind herein adopted and used by the police force as a police call.

Any person who shall violate the provisions of this Section shall, upon conviction before the Recorder, be punished by fine not exceeding \$50.00, or by confinement not exceeding sixty days, either or both, in the discretion of the Recorder.

SEC. 643.—Imitating Fire Department Gongs Forbidden. Penalty.—It shall be unlawful for any person, firm or corporation, except the Fire Department, to use on any vehicle, the plain gong, or the “New Departure” or rotary gong, or siren or any like sounding whistle, now used by the Columbus Fire Department, or any gong or whistle similar thereto; and a violation of this Section shall be punished by a fine in the Recorder’s Court of the City of Columbus of not exceeding \$50.00, or imprisonment not longer than sixty days, either or both, in the discretion of the Recorder.

SEC. 644.—False Fire Alarms and Tampering with Boxes. Penalty.—Any person or persons who shall maliciously give or cause to be given any false alarm of fire by telephone or messenger, or by turning an alarm from any of the fire alarm telegraph signal boxes, or in any other manner; or shall break or cause to be broken, or shall in any manner injure, cut or damage, or cause to be injured, cut or damaged, any of the fire alarm signal boxes, poles, wires, or other apparatus, or who shall in any manner interfere with the same, or any part thereof, or the working of the same, or any part thereof, unless by the consent of, or under the direction of, the Superintendent of Fire Alarm, shall, on conviction in the Recorder’s Court, be fined in a sum not exceeding \$100, or imprisoned for a term not exceeding sixty days, either or both, in the discretion of the Recorder.

SEC. 645.—Disorderly Conduct. Penalty.—Each and every person who shall revel, commit any mischief, quarrel, fight, or

otherwise behave in a disorderly manner in any of the streets, lanes or alleys in this city, or on the wharf or bridges, or in the cemeteries or public lands in said city, or grounds set apart for public purposes, or in any other place within the corporate limits of the city, to the disturbance or annoyance of the peaceful inhabitants thereof, or any portion of them, or shall aid, assist, encourage or promote the same to be done by any other person or persons, shall be fined or suffer such other punishment, or both, as the Recorder shall, in his discretion, inflict.

SEC. 646.—Obscene Language and Indecent Conduct. Penalty.—Each and every person who shall use any indecent or obscene language or shall be guilty of any indecent conduct in any of the streets, lanes or alleys of this city or on the wharf or bridges, or in the cemeteries, or grounds set apart for public purposes, or in any other place within the corporate limits of the city, to the annoyance or offense of the inhabitants thereof, or any portion of them, shall be punished by a fine not exceeding \$50.00, or imprisonment not exceeding sixty days, either or both, in the discretion of the Recorder.

SEC. 647.—Disorderly Houses. Penalty.—Any person who shall keep or maintain, either by himself or herself or others, a common, ill-governed and disorderly house to the encouragement of idleness, gaming, drinking or other misbehavior or to the common disturbance of the neighborhood, or orderly citizens, such person so offending shall on conviction, be punished by fine not exceeding \$50.00, or imprisonment not exceeding sixty days, either or both, in the discretion of the Recorder. And any room of a house shall be considered a house within the meaning of this Section.

SEC. 648.—Obscene Writings and Defacing Property. Penalty.—Any person convicted before the Recorder's Court of marking in obscene language, cutting or otherwise defacing, any fence, house or tree in the city limits, shall be fined in the discretion of the Recorder not exceeding \$30.00, or imprisoned for sixty days, either or both. Half of any fine collected to be paid to the informer.

SEC. 649.—Walking or Riding with Women of Ill-fame. Penalty.—Any person who rides or walks through or along any

street or sidewalk, or other public place (not being an officer in the discharge of his duty) with any prostitute or woman of ill fame, shall, on conviction, be fined not exceeding \$50.00, or imprisoned not exceeding sixty days, either or both, at the discretion of the Recorder. And to establish the character of such woman it shall be sufficient to show that she resides in or is in the habit of visiting a bawdy house or house of ill fame.

SEC. 650.—Public Indecency and Improper Dressing. Penalty.—Any person who walks upon the streets or sidewalks indecently attired, or who stands or sits at the door or gate or upon the steps or porch of his or her house or home, or other house, in an indecent position or lewd manner, shall, on conviction be fined not exceeding \$50.00, or imprisoned not exceeding sixty days, either or both, in the discretion of the Recorder.

SEC. 651.—Steamboats. Violation of Law on. Regulations. Penalty.—In case of violation of any of the laws and Ordinances of the City of Columbus, when the offender is on board of any of the boats at the wharf or leaving the same, the commander of such boat shall be required to stop and deliver the offender on being signaled by any officer to do so. Failure to comply with this Section will subject the commanding officer of such boat to a fine of not less than \$10.00 nor exceeding \$50.00, or imprisoned not exceeding sixty days, either or both, in the discretion of the Recorder.

SEC. 652.—Sling Shots. Regulations. Penalty for Using.—It shall not be lawful to shoot gravel, or shot, or marble, or any other thing out of a gravel shooter, blow gun, or marble sling, or other device or implement of like character.

Any person violating this Section shall, on conviction, be fined from \$1.00 to \$25.00, or imprisonment not exceeding sixty days, at the discretion of the Recorder.

SEC. 653.—Forbidding Loitering or Sleeping in Stairways and on Private Premises. Penalty.—It shall be unlawful for any person or persons in said City of Columbus, Georgia, to loiter or sleep on or at the foot of any stairway of any building of said city or to loiter or to sleep in or on boxes or hogsheads or other things in the streets or sidewalks or alleys, or on public grounds or on

the private premises or grounds of another without the consent of the person in control of any such premises or grounds or to habitually loaf around the hotels and public places of the city. Any person violating this Section shall be fined by the Recorder not exceeding \$50.00, or imprisoned not exceeding sixty days, either or both, in his discretion.

SEC. 654.—Keeping Liquors for Illegal Sale. Penalty.—It shall be unlawful for any person, firm or corporation to keep within the corporate limits of the City of Columbus, Georgia, for the purpose of illegal sale, any alcoholic, spirituous, malt or intoxicating liquors, or intoxicating bitters, or other drinks, which if drunk to excess will produce intoxication and each and every violation of this Section will be punishable upon conviction before the Recorder of the City of Columbus by a fine not to exceed \$100, or by labor on the city chaingang not to exceed sixty days, either or both, in the discretion of the Recorder.

SEC. 655.—Forbidding Minors to Enter Near Beer Saloons. Penalty.—It shall be unlawful for any minor or minors to go into any place where any imitation or substitute for beer, ale, wine, whiskey or other spirituous or malt liquors are kept for retail, unless by written consent of his parents or guardian, which written consent shall be exhibited to any police officer of the City of Columbus upon demand and failure to produce the same upon demand shall be punishable in the same manner as though such written consent did not exist.

Any minor violating the provisions of this Section shall, on conviction before the Recorder, be fined not more than \$10.00, or sentenced to the rock pile or imprisonment for a period not to exceed thirty days, either or both, in the discretion of the Recorder.

SEC. 656.—Prohibiting Minors from Entering Billard or Pool Rooms. Penalty.—(a.) It shall be unlawful for any minor to enter any billiard or pool room where such business is carried on and conducted in the City of Columbus; or to play at any game of pool or billiards at any pool or billard table where such business shall be licensed, conducted and carried on in the City of Columbus.

(b.) Any minor or person under twenty-one years of age, violating the provisions of this Section, upon conviction thereof in the Recorder's Court, shall be punished by a fine not exceeding \$20.00, or confined upon public works of the city for a period not exceeding thirty days.

(c.) Any person engaged in the business of carrying on or conducting a billiard or pool business in the City of Columbus, who, either by himself or any other person, shall knowingly permit any minor to play a game of billiards or pool in his place of business shall, upon conviction in the Recorder's Court be fined not exceeding \$50.00, or imprisoned for a period not exceeding sixty days, either or both, in the discretion of the Recorder.

SEC. 657.—Women Not Allowed in Saloons. Penalty.—It shall be unlawful for any woman to loiter in a saloon or room where liquors in imitation of alcohol, spirituous or malt liquors are sold in the City of Columbus, or for any woman to drink any of such liquors in any store, room or place of business where such liquors are sold in the City of Columbus.

Any person violating the provisions of this Section shall, on conviction in the Recorder's Court, be punished by a fine not exceeding \$10.00, or by confinement in the guard house, or at hard labor upon the public works of the city for a term not exceeding thirty days, either or both, in the discretion of the Recorder.

SEC. 658.—Prohibiting Disreputable Women Loitering. Penalty.—All women of disreputable character, commonly known as street walkers, who may be found standing or loitering about the streets, stores, or public places of the city, or who may be seen to enter, or who may be found in any barroom in the City of Columbus, Georgia, and who cannot prove that they are in on unavoidable business, shall be arrested by the police and shall be fined not exceeding \$50.00, or imprisoned not exceeding sixty days, either or both, in the discretion of the Recorder.

SEC. 659.—Inmates of Lewd Houses Dispossessed. When.—Whenever it shall have been adjudged in the Recorder's Court that any person is an occupant or inmate of a lewd, or of a

disorderly house, or that any house is a lewd, or a disorderly house, or that any house is frequented by lewd women; thereupon, the occupants or inmates of such lewd or disorderly house shall be ordered by the Mayor or by the Recorder to move from said house; and should said order be not obeyed within forty-eight hours, upon conviction of such failure or refusal to so obey said order in the Recorder's Court, the person or persons so found guilty shall each be fined not more than \$100 nor less than \$5.00, or be confined at hard labor upon the public works in said city for not more than sixty days, nor less than one day, either or both of such punishments, in the discretion of the Recorder.

SEC. 660.—Begging Prohibited. Tramps Defined. Penalty.—Any person who shall go about from door to door, within the corporate limits of the City of Columbus, Georgia, for the purpose of begging for his or her benefit, or who shall place himself or herself in the streets, highways, lanes, parks, cemeteries or other public grounds of said city, with no fixed place of abode, shall be known and arrested as a tramp, and upon conviction in the Recorder's Court as such, shall be fined in a sum not exceeding \$50.00, or imprisoned or confined to hard labor upon the public works for a term not to exceed thirty days, either or both, in the discretion of the Recorder.

SEC. 661.—Regulating Bathing in Pond, Branch or River Within the City Limits.—It shall be unlawful for any one to bathe in any pond or branch within the corporate limits of the city between daylight and dark unless provided with suitable bathing suits, and no person shall bathe in the river anywhere between the north limits of the city and the southwest corner of the Exposition Park between daylight and dark, unless provided with suitable bathing suits; and from the southwest corner of park to southeast limit of city, persons may go in bathing at will.

Any person violating the provisions of this Section shall, upon conviction in the Recorder's Court, be fined not less than \$1.00 nor more than \$2.50, or five days imprisonment, in the discretion of the Recorder.

SEC. 662.—Teasing Idiots and Simple Minded Persons. Penalty.—It shall be unlawful and disorderly conduct for any person to tease or harrass, either by words, signs or acts, on the streets or public places in the City of Columbus, any simple minded, idiotic, or crazy person, or any cripple, or other unfortunate person, and it is hereby made the especial duty of the Police Department to enforce the terms of this Section.

Any person violating this Section shall be held and deemed guilty of disorderly conduct, and upon conviction thereof in the Recorder's Court, shall be fined not more than \$10.00, nor less than \$1.00, or confined at hard labor upon the public works of the city for not less than five days, nor more than thirty days, either or both, in the discretion of the Recorder.

SEC. 663.—Improper or Profane Language Over Telephone Forbidden. Penalty.—Any person or persons who shall, in the operation of any telephone installed within the City of Columbus, make use of any vulgar vituperation or profane language into and over said telephone, shall be guilty of disorderly conduct and upon conviction thereof shall be fined in a sum not less than \$1.00, nor more than \$50.00, or be imprisoned at hard labor on the chaingang for a period of not less than one day, nor more than thirty days, in the discretion of the Recorder.

SEC. 664.—Getting On or Off Moving Trains or Cars. Penalty.—All persons, unconnected with the railroad trains, are prohibited from getting on the engines and cars within the City of Columbus, unless for the bona fide purpose of taking passage on the same; and all offenders shall be arrested by any special or other policeman of the city, and on conviction, shall be fined not exceeding \$5.00, or be imprisoned not exceeding thirty days, either or both, in the discretion of the Recorder. Any person unconnected with the railroad trains, jumping or getting on or off a moving train in said city, shall be subject to the same punishment; *provided, however*, that nothing in this Section shall be construed so as to interfere with persons meeting friends, or seeing them off on the train of cars, when the same are not in motion.

SEC. 665.—Wearing Hats in Theatres. Penalty.—It shall be unlawful for any person to wear a hat or any other covering of

the head which obstructs the view of other persons, in any theatre, opera house, motion picture theatre or any other building where an entertainment is given and an admission charged, during any performance at such theatre, opera house, motion picture theatre or any other building where an entertainment is given and an admission charged, and any person violating this Section shall be fined in a sum not exceeding \$20.00, or imprisonment not more than thirty days, either or both, in the discretion of the Recorder.

SEC. 666.—Theatre Managers to Forbid Wearing of Hats. Penalty.—It shall be unlawful for any proprietor, manager, or any other person in charge of any theatre, opera house, motion picture theatre, or any other building where an entertainment is given and an admission is charged to permit any person to wear a hat, or any other covering of the head which obstructs the view of other persons in any theatre, opera house, motion picture theatre or any other building where an entertainment is given and an admission charged, and any such person, violating the provisions of this Section shall be fined not exceeding \$20.00, or imprisoned not more than thirty days, either or both, in the discretion of the Recorder.

CHAPTER 73.

STREETS AND SIDEWALKS.

SECTION 667.—Animals Running at Large. Impounded. Penalty.—No cattle shall be permitted in any of the streets or parks of the city, except while being driven through the same, and any cattle so found running at large shall be impounded by the Chief of Police who shall advertise and sell the same after giving three days notice of time and place thereof, and unless the owner shall within that time redeem the same by paying 50 cents for each head of cattle with 25 cents per day for feeding. When sold the net proceeds shall be turned over to the City Treasurer for account of the owner. Nothing in this Section shall be construed to prevent the grazing of cattle upon any of the commons of the city.

SEC. 668.—Hogs Running at large.—It shall not be lawful for any hogs to run at large within the corporate limits of the city. It shall be the duty of the Marshal to put all hogs found in the streets, within the corporate limits of the city, in a pound, which the Mayor shall be empowered to furnish. And all hogs remaining in the pound three days shall be sold, and the proceeds of the sale shall be put in the City Treasury; and any person or persons finding their hogs in the pound shall pay for each hog, pig or shoat, 50 cents per day for each.

SEC. 669.—Skinning Diseased Animals. Penalty.—Any person who shall skin or cause to be skinned, any dead animal on any lot in said city, and before the same is moved outside of the city, which may die from disease or casualty shall be held and deemed guilty of a misdemeanor, and upon conviction, shall be fined or imprisoned, at the discretion of the Recorder. No person is allowed to butcher any animal within the corporate limits of the city; and any person violating this Section, shall be fined or imprisoned, at the discretion of the Recorder.

SEC. 670.—Bitches Running at Large.—No bitch, when in heat, shall be allowed to run at large on the streets, under penalty of being killed, whether wearing a badge or not.

SEC. 671.—Loose Horses or Mules.—It shall be unlawful for the owner or other person, to allow loose horses, mules or colts to run at large upon the streets or commons of the city.

SEC. 672.—Feeding Horses and Mules in Streets.—It shall be unlawful for the owner or other person to feed their stock in the streets or alleys of the city without being securely fastened.

SEC. 673.—Loose Horses and Mules Taken up by Police.—It shall be the duty of the Marshal and members of the police force to at once take charge of such horses, mules or stock loose in the streets or commons, and any stock being fed in the streets or alleys of the city without being securely fastened, and carry the same to any livery stable in the city, to be kept at the expense of the owner until released as hereafter prescribed; and in all cases where the Marshal and police cannot lay hands upon such loose horses, mules or colts, that the owner of such stock shall be reported to the Mayor and shall be fined as hereafter prescribed.

SEC. 674.—Penalty. Fines and Expenses.—Any owner or other person who shall allow loose horses, mules or colts to run upon the streets or commons of the city, or any owner or other person who shall feed their stock in the streets or alleys of the city without being securely fastened, shall be found guilty of a nuisance and for each offense shall be fined in the sum of \$5.00, or imprisonment not exceeding thirty days, in the discretion of the Recorder, which fine, together with the expense of care and maintenance of stock shall be paid before such horses or mules or colts shall be released. All horses, mules or colts remaining in stables longer than one week shall be sold at public outcry and the funds less the proper charges put in the City Treasury to be paid to the owner when called for. Does not apply to drovers bringing in or taking stock out from the city.

SEC. 675.—Auction Sales. Articles Shall be Removed from Streets. Penalty.—All auction sales of live stock, furniture and articles of bulk shall be had at the intersections of Broad and Eleventh Streets; said sales shall be held between the hours of 10:00 A. M., and 2:00 P. M., and all stock, furniture, etc., must be removed from the street by 3:00 P. M. It shall not be lawful for sales at auction to be made in any other place in the streets, and any person violating this Section shall be fined not less than \$10.00 for each offense, or imprisoned not exceeding sixty days, either or both, in the discretion of the Recorder.

SEC. 676.—Special Auction Sales Regulated. Penalty. Regulations.—All persons exercising the "Special Permission of Council" in conducting auction sales, shall be required to keep the sidewalk clear, and the Marshal and police are strictly ordered to enforce this resolution and assist the proprietors in its enforcement, and the violations of this law shall subject offending party to a fine upon conviction before the Recorder of not less than \$10.00 nor more than \$50.00, or imprisonment not exceeding sixty days, either or both, in the discretion of the Recorder.

SEC. 677.—Building Material and Rubbish on Streets. Regulations. Penalty.—In erecting any building, situated on any street, or doing any other work no person shall place or deposit

nor suffer to remain in any part of said street for a longer period, from time to time, than ten days, any dirt, rubbish or remains of any old building; nor any lumber or other building material for any longer period than may be necessary for the prosecution of the work which may be going on; nor shall any such dirt or rubbish or lumber or other building material, be so deposited as to obstruct the passage over more than one-half part of the street in which they may be so deposited. And any person violating this Section shall be punished by fine not exceeding \$50.00, or imprisonment not exceeding sixty days, either or both, in the discretion of the Recorder.

SEC. 678.—Unlawful to Feed Except by Means of a Nose Bag or Leave Unhitched any Horse or Other Beast Within Certain Limits. Penalty.—It shall be unlawful for any person to feed, except by means of a nose bag, so attached as to prevent the feed from falling upon the street or avenue of the City of Columbus, any horse, mule, ox or other beast of burden, or to leave unhitched from vehicle any horse, mule, ox or other draught animal, on any of the streets or avenues of said City of Columbus, lying east of the west line of Broad Street or west of the west line of Sixth Avenue or at a distance less than fifty feet from private property, occupied exclusively as a residence. Any person violating the provisions of this Section shall, on conviction before the Recorder, be subject to a fine not exceeding \$10.00 or to confinement in the guard house or on the city chain-gang or rock pile for a period not exceeding thirty days, either or both, in the discretion of the Recorder.

SEC. 679.—To Prevent Fruit Parings, Garbage and Other Articles Being Thrown on Sidewalks. Penalty.—It shall be unlawful for any person or persons to deposit or throw on any sidewalk or pavement in the City of Columbus any sweepings from any stores or dwellings, or place of business, or any paper, hair, slop, or washings of any kind, watermelon rinds or seeds, fruit parings, any vegetable matter or any kind of garbage, and any person who shall violate the provisions of this Section shall, on conviction, pay a fine of not less than \$1.00, nor more than \$25.00, in the discretion of the Recorder, or be imprisoned for not less

than one nor more than ten days for each offense. *Provided*, that this Section shall not apply to merchants and others exposing fruits, vegetables, etc., for sale.

SEC. 680.—Paved Streets Protected from Hauling with Certain Vehicles, Coal, Sand, Dirt, Etc. Penalty.—It shall be unlawful for any person or persons to haul along and over the streets of the City of Columbus old lumber, old shingles, broken crockery or any other rubbish and debris having nails or screws or any other thing attached thereto and likely, if dropped, to injure the feet of persons or of horses, mules or other animals, or puncture the tires of vehicles, or haul along or over any of the paved streets of said city any sand, gravel, dirt, coal, cinders or any other loose material of a similar character without having the same securely enclosed within vehicles with proper frame or other protection to prevent the same from falling along the driveways.

Any person or persons who may haul material as herein above described in any other way than is herein prescribed or who shall haul any kind of material or any part thereof to be dropped therein and remain where it is likely to injure the feet of persons or horses, mules or other animals or puncture the tires of vehicles shall be fined in the sum of not less than \$1.00, nor more than \$50.00, or be imprisoned for a period of not less than one nor more than thirty days, either or both, in the discretion of the Recorder.

SEC. 681.—Ashes and Refuse Matter on Streets. Penalty.—No person shall throw or deposit, or cause to be thrown or deposited in any street or sidewalk any soot, ashes, manure, oyster shells, nor any filth, offal, putrid or stinking water, or other putrid or offensive matter, nor the trimmings or prunings of any poisonous plant, tree or vegetable whatever at any time; nor shall any rubbish or the sweepings of any premises be placed in any of the streets, except upon such days as may be designated by the Mayor and Council for the purpose of having the same removed by the city carts. And any person violating the provisions of this Section shall be punished by fine not exceeding \$30.00, or imprisonment not more than sixty days, in the discretion of the Recorder.

SEC. 682.—Trash and Rubbish on the Streets. Regulations.—It shall not be lawful for any person to deposit in any street or avenue, public or private alley, decayed or refuse or offensive matter, garbage, ashes, paper, rubbish, scrapings from premises, except as follows:

All such matter as above referred to shall, on Broad Street and First Avenue, between the south side of Ninth Street and the north side of Fifteenth Street, be placed in boxes or barrels on the edge of the sidewalk before 9:00 o'clock A. M., each day except Sunday, and the owner shall remove the vessel to the proper premises when emptied. That separate and distinct receptacles shall be had for the depository of paper or other inflammable material from that of ashes.

All such matter as is above referred to shall, in all other streets and avenues, private or public alleys, be deposited in the same manner, as in this Section provided, not later than 11:00 o'clock A. M. And any person violating this Section or any part thereof, shall be fined not less than \$1.00 and not more than \$10.00, or imprisonment not more than sixty days, in the discretion of the Recorder. And it shall be the duty of the Sanitary Inspector with the assistance of the police force to enforce the provisions of this Section.

SEC. 683.—Regulating Accumulation of Trash and Other Combustible Matter. Penalty.—It shall be unlawful for any person, firm or corporation to place and let remain in any box, barrel or otherwise in any building, cellar, alleyway, or yard, within the fire limits, longer than eighteen hours any loose straw, hay, paper or other combustible matter, and all owners or occupants of buildings or cellars within said limits are hereby required to have an open alleyway extending from one end of the cellar to the other and to permit the Chief of the Fire Department or any member thereof designated by him or any officer or member of the police force, to inspect their buildings, cellars and premises to see whether or not the provisions of this Section are being complied with.

And it is hereby made the duty of the Chief of the Fire Department or any member thereof designated by him and of the police force to make such inspections.

Any person or persons violating the provisions of this Section shall be arrested by an officer or member of the police force, and may, on conviction before the Recorder, be fined in a sum not exceeding \$50.00, or to work on the streets, or imprisoned not exceeding thirty days, either or both, in the discretion of the Recorder.

SEC. 684.—No Article Tending to Soil One's Clothing Shall be Transported on the Sidewalk. Penalty.—No person or persons shall use any hand-cart, or truck, or transport any ladder, piping, lumber, paint or whitewash brush and bucket or any other article or thing along and on the sidewalks and street-crossings on Broad Street and First Avenue between Ninth and Fifteenth Streets inclusive, which tend to or is liable to damage the person or clothing of any person on said sidewalk or crossing, but all such articles or things shall be transported or carried in the streets and off the sidewalks and crossings in the territory specified. For a violation of this Section the person or persons so offending shall be punished by fine not exceeding \$30.00, or imprisonment not more than sixty days, or both, in the discretion of the Recorder, and it shall be the duty of the Marshal and police to notify all persons who may be guilty of a violation of this Section and report the same to the Recorder's Court.

SEC. 685.—Spitting or Throwing Litter on Sidewalks or Floors of Public Places. Penalty.—It shall be disorderly conduct and unlawful for any one to spit or throw hulls, peelings or other litter upon the paved or planked sidewalks or upon the paved or stone crossings of the City of Columbus, or upon the floors of churches, public halls, theatres, street cars, depots, bridges or other public places in said city. Any person violating the provisions of this Section shall, on conviction therefor in the Recorder's Court, be fined not less than \$1.00 nor more than \$5.00, or be confined at hard labor upon the public works for not less than one day, nor more than five days, either or both, in the discretion of the Recorder, for each offense.

SEC. 686.—Sidewalks. Hauling Slops on, Forbidden. Penalty.—It shall be unlawful for any person or persons to haul or

transport slops of any kind upon any of the sidewalks of the City of Columbus in wagons or vehicles of any kind, whether the same be propelled by hand or by dogs, goats or any other animals or animal. And any person violating the provisions of this Section shall be punished by a fine of not more than \$5.00, or imprisonment not more than ten days, in the discretion of the Recorder.

SEC. 687.—Vending Lunches, Cakes, Etc., on Streets Forbidden.—The vending of cakes, pies and all kinds of cooked victuals on the bridges and streets is hereby prohibited, and all persons found violating this Section shall be fined not less than \$10.00, or imprisonment as the Recorder may direct. And the Chief of Police is instructed to notify all persons so engaged and see that this Section is strictly enforced.

SEC. 688.—Fruit Stands and Vegetable Stands on Broad Street. **Penalty.**—No person shall be allowed to erect a stand on Broad Street for the sale of fruits, vegetables, etc., unless they have a huckster's license and have permission of Council and the tenants adjoining and opposite the place where they desire to have the stand. And any person violating the provisions of this Section shall be punished by fine not exceeding \$30.00, or imprisonment not more than sixty days, in the discretion of the Recorder.

SEC. 689.—Telegraph or Other Poles in the Streets to be Painted.—All telegraph, telephone, electric light, fire alarm telegraph or other poles now erected, or which may hereafter be erected in the streets of the city, shall be painted and shall be kept in good repair. The Committee on Streets may at any time notify the owners to paint or repair the same, which shall be done within ten days from such notice, and any violation of this Section will subject the offender to a fine not exceeding \$5.00 per post, or imprisonment not exceeding thirty days, in the discretion of the Recorder.

SEC. 690.—Telephone, Telegraph and Electric Light Poles to be Marked. **Penalty.**—Telegraph, telephone or electric or other company using poles on the streets, alleys or other property of the City of Columbus are required to mark each and every

pole plainly with name or initial of such company stencilled on same, and any violation of this Section shall subject such owner, on conviction, to a fine of not less than \$1.00, nor more than \$10.00 for each pole not so marked.

SEC. 691.—Regulating Construction of Pole Wire Lines.

Penalty.—It shall be unlawful for any person, firm or corporation, who shall erect or maintain any pole line for carrying wires in said city to attach or maintain any guy wire at a less distance than fifteen feet above the ground unless such guy wire shall be enclosed in an iron pipe or in a wooden box not less than three inches in diameter, or be bolted to a timber not less than three inches square with rounded corners. And any person or officials of any corporation violating this Section, shall, on conviction, be fined not more than \$10.00, or imprisoned on the public works of the city for not exceeding twenty days, either or both, in the discretion of the Recorder.

SEC. 692.—Prohibiting the Planting of Chinaberry, Mulberry and Sycamore Trees in the Streets, Parks, Etc. Penalty.—

It shall be unlawful for any person or persons to plant or cause to be planted in or on any of the streets, avenues, alleys, lanes, sidewalks or cemeteries of the City of Columbus any chinaberry, mulberry or sycamore trees. Any person violating this Section shall, upon conviction thereof in the Recorder's Court, be fined by the Recorder not more than \$2.00 per day for such time as such tree or trees are allowed to remain for each tree so planted, or five days upon the city chaingang, either or both, in the discretion of the Recorder; *provided*, that said fines may be remitted by the Recorder when the person so fined shall remove the trees so planted and substitute therefor an oak or elm tree or any other tree not prohibited by this Section, within the period to be named by the Recorder.

SEC. 693.—Rules of the Road. Regulating the Running, Operating and Driving of Vehicles in the City of Columbus. Penalty for Violation.—

1. The owner, operator, driver or person in charge of any car, dray, wagon, buggy, automobile, motorcycle or bicycle on the streets, avenues or public highways of the City of Columbus,

Georgia, shall conform to and observe the following rules and regulations upon such streets, avenues or public highways in said city.

2. The word "vehicles" including equestrians, led horses and everything on wheels or runners except street cars, baby carriages and toy wagons.

3. The word "driver" includes the rider or driver of a horse, a rider of wheels and the operator of a vehicle or street car.

4. The term "congested district," as used in this Ordinance, shall include all that portion of the City of Columbus bounded on the north by the north side of Thirteenth Street; on the east by the east side of First Avenue; on the south by the south side of Tenth Street; on the west by the west side of Broad Street. Also Dillingham Street.

5. The driver or person in control of a vehicle in slowing down, stopping or turning shall signal those in the rear by raising his hand.

6. No person in control of a vehicle shall back the same without ample warning being given, and, while backing, care must be exercised not to injure those in the rear.

7. Police, Fire Department and ambulance vehicles shall have the right of way in any street.

8. Every person in charge of a vehicle shall pull to the right of the street or road when signalled from a vehicle behind desiring to pass.

9. Upon the approach of any fire apparatus, police patrol or ambulance, responding to an emergency call, every vehicle shall draw up as near as practicable to the right curb of the street, and remain at a standstill until such apparatus, patrol or ambulance shall have passed.

10. Every person in charge of a vehicle, upon any street, approaching any street car which has stopped, or is about to stop, for the purpose of taking on or discharging passengers, shall stop, and shall not approach said street car close enough to interfere with passengers boarding or leaving said street car; *provided, however*, that this Section shall not apply to street cars being operated on the tracks laid in the parkway, in said street, and not in the driveway.

11. Vehicles and street cars shall not stop on the cross-walks so as to interfere with the passage of pedestrians; except that such vehicles and street cars may stop in said crossings a reasonable time for the purpose of permitting passengers to enter or alight from said vehicles or street cars.

12. Vehicles shall be driven in a careful manner and with due regard for the safety and convenience of pedestrians and all other vehicles.

13. Every person using any vehicles upon any street in the City of Columbus shall operate, drive or ride such vehicle on the portion of said street to the right of the center of said street, except where the right side of said street is in such condition as to be impassable.

14. Vehicles moving slowly shall keep as close as possible to the curb on the right, allowing more swiftly moving vehicles free passage on their left.

15. A vehicle meeting another vehicle shall pass on the right.

16. A vehicle overtaking another vehicle shall pass on the left side of the overtaken vehicle, and shall not pull over to the right until entirely clear of said overtaken vehicle.

17. A vehicle turning into another street to the right shall turn the corner as near to the right hand curb as possible.

18. Vehicles overtaking a street car shall pass it on the right. If there is not sufficient space to pass the car on the right, they shall follow the car until there is sufficient space to pass it on the right.

19. A vehicle turning to the left to enter an intersecting street shall not turn until it shall have passed beyond the center of such intersecting street.

20. Vehicles crossing from one side of a street to another shall do so by turning to the left so as to head in the same direction as traffic on the street.

21. No vehicle shall be turned around upon any street within the congested district unless such vehicle shall first proceed to the next cross street and shall then make the turn to the left after reaching the center of said cross street.

22. No vehicle shall stop with its left side to the curb within the congested district.

23. No vehicle, unless in an emergency or to allow another vehicle or pedestrian to cross its path, shall stop in any street, within the congested district, except near the right hand curb thereof, and so as not to obstruct the crossing.

24. No vehicle shall stand within the intersection of any streets within the congested district, or within ten feet of the intersection of said streets.

25. At theatres and public gatherings, or under unusual circumstances, vehicles shall stand or move as directed by the police.

26. No vehicle shall stop or be left in front of the entrance of any theatre, hotel, depot or other entrance to places of congestion of traffic for any time longer than sufficient to receive or deliver occupants or goods for, or from, such building, and the driver in charge of such vehicle shall move up promptly to permit others to arrive for like purposes.

27. No vehicle, except apparatus of fire, police or hospital departments shall be driven through a procession except with the permission of a police officer.

28. Vehicles shall not stand or travel two or more abreast in any street.

29. Vehicles shall remain backed up to a curb only long enough to be loaded or unloaded.

30. Horses attached to vehicles, and the shafts of unhitched vehicles, when backed up to the curb shall be turned at right angles to the vehicle or at as nearly this angle as possible.

31. When taking up or discharging freight or passengers, vehicles within the congested district shall be headed in the direction of traffic on the right of the roadway. So far as practicable, freight, coal and ice wagons and other heavy traffic should be unloaded from the right side and not from the end of the wagon, and shall be drawn in close to the curb.

32. No person operating an automobile or motorcycle or motor truck or other motor vehicle, shall permit the motors of

the same to operate in such a manner as to visibly emit an unduly great amount of steam, smoke or products of combustion from exhaust pipes or openings.

33. Every automobile, motor car, motorcycle or motor vehicle, using gasoline or other explosive mixtures as a motive power, shall use a muffler which shall be sufficient to deaden the sound of the explosion, and such muffler shall not be disconnected or cut out while such automobile, motor car, motorcycle or motor vehicle, is being operated upon any street, avenue or other public highway within the City of Columbus.

34. No person driving, riding or operating any motorcycle upon the streets, avenues or public highways of the City of Columbus, shall allow any person to ride upon said motorcycle in front of the person driving, riding or operating said motorcycle, nor shall he carry any package, bundle or articles on said motorcycle that will obstruct the view of the person driving, riding or operating the said motorcycle, or that shall interfere with his operation, management or control thereof.

35. In construing this Ordinance, wherever any street or avenue has a center park with a driveway on either side of said center park, each such driveway shall be considered as a street under the terms of this Ordinance.

36. When vehicles, being operated upon intersecting streets, shall meet at the intersection of said streets, the vehicle which is approaching on the right hand side of the other vehicle shall have the right of way.

37. Any person violating the provisions of this Section, upon conviction thereof in the Recorder's Court, shall be sentenced to pay a fine of not less than \$1.00 nor more than \$50.00, or to serve a term of not less than five nor more than sixty days upon the city chaingang, or other public works of said city, either or both, in the discretion of the Recorder.

SEC. 693.—(a.) Street Cars Obstructing Traffic. Penalty.—No street car shall stand so as to obstruct passage of vehicles or pedestrians any longer than is necessary to take on and let off passengers. Any person violating any of the provisions of this Section, or causing the same to be done, shall, on conviction

in Recorder's Court, be punished by a fine not exceeding \$25.00, or imprisonment or labor on the chaingang not exceeding thirty days, either or both, in the discretion of the Recorder. This Section is not to apply to vehicles of the Fire Department or ambulance when on duty.

SEC. 694.—Giving Fire Apparatus Right of Way. Penalty.—In the event of an alarm of fire being given the apparatus of the Fire Department shall have the right of way in and upon the streets, lanes, alleys and railroad crossings in responding to any such alarm or being upon such lanes, alleys or railroad crossings. And no person shall obstruct or neglect to make way for any such apparatus being thus in or upon any such street, lane, alley or railroad crossing under a penalty of not less than \$5.00 nor more than 50.00 for every offense, or imprisonment for a term not exceeding thirty days for each offense, in the discretion of the Recorder. And it shall be unlawful for any person to ride or drive over any hose of the Fire Department or in any manner whatsoever interfere with the officers or members of the Fire Department whilst engaged in the discharge of their duties under a like penalty.

SEC. 695.—Railroad Cars Left Standing. Regulations. Penalty.—It shall be unlawful for any railroad company, horse car company or electric car company to occupy any of the railroad tracks within the corporate limits of the City of Columbus, except such freight yards as are now authorized by law, with any freight cars or other cars used for the delivery of freight, except as follows, to-wit: No freight car or other car used for the delivery of freight shall remain upon any track upon Broad Street, nor shall any freight be unloaded from or loaded on any cars on Broad Street during the period from two hours after sunrise in the forenoon to one hour before sunset in the afternoon; *provided, however*, that from April 1, to September 1, the above stated period shall begin at three o'clock after sunrise. *Provided*, all such said cars used as aforesaid shall be placed on said track immediately opposite the place of business of the consignee. *Provided*, that the foregoing provisions shall not apply to cars loaded with material for the City of Columbus nor with the material for the building or repairing of any rail-

road track. No freight car or other car used for the delivery of freight shall remain upon any track on any other streets or avenues of said city for a longer period than forty-eight hours. The superintendent of any railroad company, horse car company or electric car company using the tracks upon the streets and avenues of said city for the delivery of freight shall report immediately in writing to the Chief of Police of said city the time when said car is placed upon said track, together with the number and initials of said car, and the point on said street or avenue where said car can be found. And it shall be the duty of the Chief of Police and policemen of said city to enforce the provisions of this Section. Any superintendent, manager, engineer, fireman or other officer, agent or employer, of any railroad, whether the same be propelled by steam, electric or horse power, who shall violate any of the provisions of this Section shall, upon conviction therefor in the Recorder's Court, be fined not more than \$50.00 nor less than \$1.00, or imprisoned for not more than sixty days, either or both, or any part thereof, in the discretion of the Recorder, for each violation of any provision of of this Section.

SEC. 696.—Trains and Cars Obstructing Street Crossings. Penalty.—It shall be unlawful for any railroad company using steam, electricity or other power to permit any train of cars, car or engine of said company to remain stationary or standing for longer than the space of three minutes on any street crossed by the railroad track of said company, or to obstruct in any wise said street crossing for a longer time than said three minutes; this is not to apply to incoming or outgoing passenger trains or train unavoidably delayed. And any railroad company violating this Section shall be fined in the sum of not less than \$50.00 nor more than \$100, in the discretion of the Recorder, to be collected by execution against said company for such violation. In addition to the penalty above provided in this Section, in every case of violation of this Section, the engineer or other person in charge of said train, cars or engine, shall, upon conviction in the Recorder's Court, be fined in the sum of not less than \$5.00, or imprisoned not longer than ten days, either or both, in the discretion of the Recorder.

SEC. 697.—Hitching Horses on Streets. Regulations. Penalty.—No person shall tie or hitch any horse, mule or other animal in any part of the streets so near to the sidewalk or cross-walks as to prevent, hinder or endanger any person from passing over or along any such sidewalk or cross-walk, and any person violating this Section shall be punished by fine of not more than \$30.00, or imprisonment not more than sixty days, either or both, in the discretion of the Recorder.

SEC. 698.—Hitching to Trees and Lamp Posts. Penalty.—No person or persons shall tie, fasten or secure any horse, mule or other animal to any lamp post or to any trees or boxing around any tree in the streets of this city. Any person so offending shall be fined in the sum of \$2.00 for each offense, and it shall be the duty of the Chief of Police or any policeman to take possession of the animal and detain it until the fine is paid.

SEC. 699.—Forbidding Hackmen Leaving Vehicles to Solicit.—It shall be unlawful for driver of hacks to leave their vehicles for the purpose of soliciting patronage whether at depots, city wharf, hotels or other public places, and it shall be unlawful for any person on any railroad car within the corporate limits of the city to drum or solicit patronage for any hack. Persons so offending shall, on conviction, be fined not exceeding \$30.00, or imprisoned not longer than sixty days, either or both, in the discretion of the Recorder.

SEC. 700.—Vehicles or Teams Standing on Certain Streets. Penalty.—The feeding of horses or other stock and the standing of teams, stock or of vehicles for sale is prohibited on First Avenue between Ninth and Tenth and between Eleventh and Twelfth Streets and on Eleventh Street between First and Second Avenues, and any violation of this Section shall subject the offender to a fine not exceeding \$5.00 nor less than \$2.00, or to work on the chaingang or rock pile not exceeding twenty days, either or both, in the discretion of the Recorder.

SEC. 701.—Leaving Vehicles in Streets. Penalty.—Any person, firm or corporation shall not leave in the streets of the city any

wagon, dray, hack or other vehicle during the night, or upon the Sabbath day, unless the same are in actual use at said period of time, and should any person, firm or corporation be guilty of a violation of this Section, the same shall be punished by fine not exceeding \$30.00, or imprisonment not more than thirty days, in the discretion of the Recorder as is now provided by law.

SEC. 702.—Furniture and Merchandise in Streets. Penalty.—If any stock, furniture, etc., be left in the street, it shall be the duty of the police to take charge of all such stock, furniture, etc., and summons the parties before the Recorder, who shall fine not less than \$10.00 and not more than \$20.00, or imprisonment not longer than sixty days, for their failure to remove as hereinafter provided.

SEC. 703.—Obstructing Streets with Boxes, Vehicles, Etc., Forbidden. Penalty.—No person shall deposit, place or put, nor suffer to be deposited, placed or put, by any person or persons in his or her employ, any vehicles of any description nor any goods, wares, firewood, empty boxes, casks, or other obstruction in any of the streets of this city in such manner as shall obstruct the free passage and use of any street, or annoy any person using any such street; *provided*, that this Section shall not be so construed as to prohibit the use of the streets for the necessary reception or delivery of any firewood, goods, wares or merchandise. And any person violating this Section shall be punished by fine of not more than \$30.00, or imprisonment not longer than sixty days, in the discretion of the Recorder.

SEC. 704.—Regulating the Construction of Gates. Penalty.—It shall be unlawful for any person, firm or corporation, owning or in charge of, as agent or otherwise, any yard, lot or enclosure, to hang or cause to be hung or allow to be hung any gate, which upon being opened or closed shall swing upon or across any street, sidewalk or any portion thereof in the City of Columbus, and any violations of the provisions of this Section shall be deemed and held to constitute disorderly conduct and subject the offender upon conviction thereof in the Recorder's Court, to a fine of not more than \$5.00, or imprisonment not exceeding five

days, either or both, in the discretion of the Recorder, for each day such gate shall be permitted to remain in violation of this Section.

SEC. 705.—Prohibiting the Tearing up of Paved Streets. Penalty.—It shall be unlawful for any person, firm or corporation to cut, tear up or otherwise injure any pavement constructed upon any of the streets or avenues of the City of Columbus for the laying of water pipes, gas pipes, or for any other purpose, for a period of five years from the time such pavement is laid or constructed; *provided*, that such pavement may be torn up to repair pipes already laid in said streets whenever necessary to do so; *provided, further*, that such pavement may be torn up for the purpose of putting in sewer, gas or water connections in buildings by and with the consent and approval of the Street Committee of Council upon proper application made for that purpose; said pavement to be torn up and removed and also repaired and replaced under the supervision and direction of the Superintendent of Public Works and at the expense of the person or persons having such connection made. Any person violating the provisions of this Section upon conviction thereof in the Recorder's Court, shall be punished by a fine of not less than \$10.00 nor more than \$100, or imprisonment of not less than ten nor more than sixty days, in the discretion of the Recorder.

SEC. 706.—Pavements. Protection of. Penalty.—It shall be unlawful for any person, firm or corporation to cut, tear up or otherwise injure any pavement now or hereafter constructed upon any of the streets or avenues of the city, for the laying of water pipes, gas pipes, or for any other purpose for a period of five years from the time any such pavement is laid or constructed. *Provided*, that such pavement may be torn up to repair pipes, cables or conduits already laid in said streets whenever necessary to do so, said pavement to be repaired and replaced by the Superintendent of Pubile Works, and at the expense of the party or parties having such repairs made. Any person violating the provisions of this Section shall be punished by a fine of not less than \$10.00, nor more than \$100, and impris-

onment of not less than ten nor more than sixty days, in the discretion of the Recorder.

SEC. 707.—Danger Signals on Obstructions, Etc. Failure to Place. Penalty.—No person or persons shall place or leave on or in any street, alley, lane, sidewalk or public way of the City of Columbus, any building materials, piles of dirt, sand, lime, wood, trash, debris of any kind, or any boxes of merchandise, wheel barrows, wagons, drays, vehicles of any kind or other obstructions of any kind whatsoever, or ditches, sewers, holes or other excavations or obstructions which are or may be calculated to obstruct travel, or the free use of the streets, lanes, alleys, sidewalks, and public ways of the City of Columbus, or which would likely cause injury or damage to any person traveling on or over such street, lane, or alley, sidewalk or public way at night, unless such person so placing or leaving such obstruction shall, during the time such obstruction remains, place or cause to be placed or hung up or fixed securely on a post or otherwise, a lamp or lantern with good and sufficient light therein at each of the two corners of such obstruction or in such manner as clearly and plainly to show the place and extent occupied by such materials or obstructions. The person so placing or leaving or causing to be placed or left, any such obstructions at any of the places aforesaid, or the owners or proprietors of such material, shall light or cause to be lighted such lamp or lantern at or before dark in the evening in such manner as to reasonably suppose it shall continue to burn until day light and said lamp or lantern shall have a red color or covered so as to cast a red light. Any one violating the provisions of this Section shall be fined not exceeding \$25.00, or be imprisoned not exceeding thirty days, in the discretion of the Recorder. *Provided, further,* that this Section shall not apply to that portion of the side park in front of the Seventh Street Public School yard. *Provided, further,* that the provisions of this Section shall, in no case, apply to vehicles of any kind in daily use; and, *provided, further,* that this Section shall not apply to any articles of merchandise or implements of trade used by any of the merchants or dealers of the City of Columbus for the purpose of an advertisement and shall not apply to signs of any business

man, or firm, or display of goods, or merchandise, etc., upon the streets of said city when the same are used in a reasonable manner and amount to be judged by the Mayor. *Provided, further*, that this Section shall in no case apply to tools, implements or materials, the property of the City of Columbus, and temporarily placed in the streets or public ways by employees of said city while engaged in work on said streets or public ways.

SEC. 708.—Signs Over Sidewalks. Penalty. Regulations as to Electrical or Metal Signs.—It shall be unlawful for any person to hang or to allow to remain hanging or in any manner suspended over any of the sidewalks or streets of Columbus any sign, sign board or other object of like character, other than as hereinafter specified, where if the same shall fall it would fall on such sidewalks or street and all property owners, tenants of the same, shall remove from their premises all signs, sign boards, or other objects of like character, other than those hereinafter specified, which are immediately over such sidewalks or streets; *provided, however*, that this Section shall not apply to signs that are or may be attached securely face to face with the fronts of buildings, nor to signs securely attached to buildings, *provided*, the lower edge of such signs shall not be less than 9 feet above the sidewalk; and, *provided*, that the outer edge of said sign or their supports shall not project a greater distance than thirty-six inches beyond the property line, nor to signs placed in position by the City of Columbus for the purpose of designating names of streets and avenues or for the purpose of warning the public of danger nor to signs not more than ten inches square attached for the purpose of warning the public of danger, nor to signs not more than ten inches square attached to trolley poles for the purpose of designating street car stations.

Provided, further, that it shall be lawful for any person, firm, or corporation to erect and maintain over any sidewalk, across streets, avenues or alleys in the City of Columbus, Georgia, electric illuminating signs as hereinafter prescribed in this Section and for the purpose of this Section an electric illuminating sign is hereby declared to be any sign constructed as follows:

(1.) Signs of which all or any part of each letter is made of metal, no wood being used in the construction of the electric letter proper, letters being studded in full outline with electric lights. Signs with transparent illuminated letters, or having a border of incandescent lamps, but no sign shall have less than one lamp for every one and one-half square feet of sign surface. To this class of signs may be attached the name of the firm or a brief description of the business which may consist of either raised or printed letters on panels; *provided*, panels are made a part of the sign rigidly attached thereto and incorporated in the sign, and to, *provided*, this addition does not come within ten feet of the pavement, as provided in this Section; and, *provided*, that the entire sign surface of which this addition is to be a part meets the requirements of one lamp for every one and one-half square feet of sign surface.

(2.) Any solid metal sign with border or electric lights no less than one lamp for every one and one-half square feet of sign surface. All signs to be wired in accordance with the rules of the National Board of Fire Underwriters and in conformity with the rules and regulations of the City of Columbus.

(3.) Any sign with transparent letters or in itself a transparency shall be closed absolutely waterproof on the top side and must be entirely open at the bottom, constructed in a batter of one inch to four inches, and that the entire sign surface shall be constructed as one side of sign, as one lamp serves in this case both sides for illuminating.

Signs erected by authority of this Section and overhanging any sidewalk must be placed at least ten feet above the sidewalk and may extend twelve feet across same, and no such signs shall commence at a greater distance than three feet from building measuring from the side of the sign nearest the building while perpendicular signs may be set from the building to be clear from any window and that both sides of all horizontal and perpendicular signs must be equally illuminated where they project over the street or sidewalk as above described and signs erected by authority of this Section must be fully illuminated each and every night from dusk until the hour of ten o'clock P. M., or

longer, and on failure to comply with the said Section the city shall cause these signs to be removed at the owner's expense. All signs erected across streets, alleys or other public highways shall be at least ten feet above the ground and all lamps or arc lamps on arms or otherwise over the sidewalks shall be constructed as an illuminating sign.

(d.) All persons, firms or corporations erecting signs under the provisions of this Section shall first obtain a written permit to do so from the proper authorities, Superintendent of Public Works, and the electrical construction of the same to be inspected and approved by the proper authorized electrical inspector before being put off the ground.

(e.) If at any time any of the signs erected under this Section shall become defective, unsafe and dangerous to the public the same shall be repaired or adjusted at the expense of the owner in such manner as may be dictated by the Building Inspector.

(f.) All persons, firms or corporations erecting, using and maintaining signs shall save the city harmless from all damages arising from erection, use and maintenance of the same.

(g.) Any person, firm or corporation violating any portion of this Section shall be guilty of disorderly conduct and subject to a fine of from \$1.00 to \$75.00, or imprisonment of not less than five days or more than sixty days, in the discretion of the Recorder.

SEC. 709.—Tapping Sewers Regulated. Penalty for Violating.—No person shall tap any main sewer in the City of Columbus or in any manner connect any waste or water pipe, drain or sewer for any purpose without the consent of the Mayor and Council, or of some Committee of Council duly authorized to grant permission to tap or connect with such sewer.

SEC. 710.—Tapping Sewers. Expense of.—No permission to tap or connect with any sewer shall be granted to any person except the said connection shall be made at the expense of the person obtaining such permission, and without the same being done under the supervision of a competent mechanic and without expense to the city. Any person violating either of

the two preceding Sections shall be fined not exceeding \$20.00, or imprisoned not longer than sixty days, either or both, in the discretion of the Recorder.

SEC. 711.—Protection of Parks. Injury to Grass and Shrubbery. Trespassing. Penalty.—It shall be unlawful for any person or persons to walk, ride or drive in, upon, over or through, or to engage in the playing of any game of ball or other sports; or drive any cattle or stock of any kind in, over or upon; or to take, cut, abuse or in any way injure or damage any of the trees, fences, grass, flowers or other shrubbery; or to sweep or throw any trash or litter of any kind, or in any manner trespass upon the city park known as the “Court House Park” in said City of Columbus, or upon any of the side parks or center parks to any of the streets or avenues of said city. *Provided, however,* that any person may walk, ride or drive through any of said parks upon the regular walk ways and driveways for that purpose. And, *provided, further,* that the provisions of this Section shall not apply to children under ten years of age or nurses with children, nor effect driving or riding over or upon any of the side parks by any person in front of their respective residence for the purpose of ingress or egress into or upon the premises of such person. And, *provided, further,* that the provisions of this Section shall not apply to any carts or wagons used by the city in delivering dirt, rock or other property into abutting property or in connection with any grading, curbing, paving or any repairs or other improvements to any of the streets, sidewalks and parks of the city and to drays delivering coal or other property into the court house or other property belonging to the city.

SEC. 712.—Parks. Protection of. Regulations. Penalties.—Any person who shall pass through or over any of the streets, roads or grounds of the park with any wagon or any vehicle of like kind, except for purpose of health or pleasure, shall be fined not exceeding \$10.00, or confined in the guard house or upon the chaingang not exceeding ten days, at the discretion of the Recorder.

SEC. 713.—Disorderly Conduct in Parks.—Any person who shall be guilty of any disorderly or indecent conduct within the

limits of the park or so near thereto as to disturb or annoy any visitors within the park, shall be fined not exceeding \$25.00, or confined in the guard house or upon the chaingang not exceeding twenty-five days, in the discretion of the Recorder.

SEC. 714.—Reckless Driving in Parks. Penalty.—Any person who may ride or drive any horse or other animal at a dangerous gait through or over any portion of the park shall be fined not exceeding \$5.00, or confined in the guard house or upon the chaingang not exceeding five days, at the discretion of the Recorder.

SEC. 715.—Injuring or Defacing Property in Park. Penalty.—Any person who shall deface, mutilate, injure or destroy any fence, gate or seat or other structure that may be erected in or around or upon any portion of the park, or shall break, injure or destroy any flowers, shrubs or trees growing in or upon the park, or shall injure, deface or destroy any other property connected with, or belonging to the park shall be fined not exceeding \$5.00, or confined in the guard house or upon the chaingang not exceeding five days, at the discretion of the Recorder.

SEC. 716.—Court House Park. Protection of. “City Park.”—The court house square, so far as the rights and interests of the city is concerned, be and the same is hereby set apart and devoted to be known as the “City Park” for the use, benefit and enjoyment of the public, and as the County of Muscogee has an undivided interest in this square, the County Commissioners are hereby invited and requested to join with the city in making such dedication and also furnishing the necessary means for carrying out the objects of this Section.

SEC. 717.—Appropriations to City Park.—That for the purpose of beautifying and adorning the same, as also is provided for the comfort and enjoyment of the visitors thereto, a sum of not exceeding \$. is hereby appropriated to be expended under the direction and supervision of the Street Committee and of such persons as the Committee may see proper to appoint; and if the County Commissioners see

proper to act in the premises, then the said Committee is directed to consult and advise with them in making such expenditures.

SEC. 718.—Street Parks.—The Street Committee also is hereby authorized to grant to such citizens as may desire, the privilege of enclosing portions of such streets as may be done without inconvenience to the public to be used as private parks and also to regulate such enclosures and to restrict the same as are now established. *Provided*, no expense is incurred by the city; and, *provided, further*, that such enclosures now, or which may hereafter be made shall be for the free use and enjoyment of the public with no restrictions except such as may be made or authorized by Council.

SEC. 719.—Disorderly Conduct in Any Park.—Any person who shall be guilty of any disorderly or indecent conduct within or near any of said parks, or who shall willfully injure any of the fences, gates or seats, trees or shrubs belonging thereto, or shall deface or injure any plant or flowers or grass, when laid out and planted as such, by walking, riding or driving thereon or who shall ride or drive on the walks thereof or who in any other manner shall so act as to annoy the frequenters of said parks or injure any of the property or grounds belonging thereto shall be punished by the Recorder by fine or imprisonment, or both, in his discretion.

SEC. 720.—Building Material and Shrubbery in Parks only by Consent of Mayor and Board of Aldermen.—It shall be unlawful for any person or persons to use any part or portion of any of the aforesaid parks for the deposit of building material or to plant thereon any trees, flowers or shrubbery; or to place or put thereon anything for ornamentation without the consent of the Mayor and Board of Aldermen of said City of Columbus, and when by such consent then only by and under the supervision and direction of the Committee on Parks and Commons and the Superintendent of Public Works.

SEC. 721.—Rubbish or Trash in Fountain in Park Forbidden.—It shall be unlawful for any person or persons to throw any trash, rock, brick, sticks or other litter or articles of any kind

at or into the fountain or basin in the court house park, or to injure or in any manner interfere with the fish contained therein.

SEC. 722.—Penalty for Violating Any of the Preceding Sections.—Any person violating any of the provisions of either of the two preceding Sections shall, upon conviction in the Recorder's Court, be fined not more than \$5.00, or imprisoned on the chaingang not more than ten days, in the discretion of the Recorder.

SEC. 723.—Discharging Firearms on the Streets. Penalty.—No person shall fire any gun or pistol in any of the streets or sidewalks of the city, or in any of the lots thereof, nor set off any fire crackers or other fire works nor make any fire in any of the streets or sidewalks thereof, unless by permission of the Chief of Police; *provided, however*, that this Section shall not apply to military companies upon parade, nor be in force upon such public holidays as Council may from time to time designate. Any violation of the foregoing Section shall subject the offender to punishment by fine in the Recorder's Court not exceeding \$50.00, or by imprisonment not exceeding sixty days, in the discretion of the Recorder.

CHAPTER 74.

THE PUBLIC HEALTH.

SECTION 724.—Moving "Disease Flags." Penalty.—It shall be unlawful and disorderly conduct for any person to remove from any place any flag or other signal indicating the presence of contagious or infectious disease which has been erected by the Sanitary Inspector at the discretion of the City Physician or Board of Health, unless permission for such removal shall first have been obtained from the City Physician or Sanitary Inspector.

SEC. 725.—Refusing to Allow Posting Flags.—It shall be unlawful for any person to refuse to allow or obstruct the placing or erecting of any flag or other signal indicating contagious or

infectious disease, after the same shall have been ordered erected by the Board of Health or City Physician.

SEC. 726.—Escaping from Pest House.—It shall be disorderly conduct and unlawful for any person, after having been confined in the pest house, or camp of detention, to leave the same without having been discharged by the Board of Health, or the City Physician or other physician in charge.

SEC. 727.—Penalty.—Any person violating any provision of the three preceding Sections, or either of them, shall, upon conviction thereof in the Recorder's Court, be fined not less than \$1.00 nor more than \$50.00, or confined at hard labor on the public works or streets of the city not less than one nor more than thirty days, either or both, in the discretion of the Recorder.

SEC. 728.—Nuisances. Curing Hides in City. Penalty.—No person shall cure hides, either by means of salt or otherwise, at any place within the corporate limits of the city, where the same may be offensive to any of the citizens.

SEC. 729.—Privies and Sinks.—No person shall build, have or keep any privy, nor dig, have, or keep any sink or pit for a privy within four feet of any street or public alley, or within two feet of the boundary of his, her or their lot. No person shall keep or permit any privy upon any of their premises, or of premises under their care or occupancy, in a filthy and offensive condition.

SEC. 730.—Standing Water and Garbage on Premises.—No person shall allow any water to stand in any cellar or upon any part of any premises owned by them, or under their care or occupancy; nor allow any decayed or decaying vegetable or animal matter, or offensive article or thing whatever, to remain upon any such premises, either owned or occupied by them or under their care.

SEC. 731.—Nuisances.—The existence of any of the things mentioned in the three foregoing Sections and the existence of any matter or thing in the corporate limits of this city, which shall or does tend to the immediate annoyance of the citizens in general, or which may be manifestly injurious to the public health or safety, or tend to corrupt the manners and morals of

the people, or any considerable portion thereof, shall be and the same is hereby declared to be a nuisance and may be abated as such.

SEC. 732.—Nuisances Abated. Duties of Recorder's Court.—Any person complaining of any nuisance shall complain to the Recorder in writing, setting forth particularly the location and nature of the same, and how he or she may be affected thereby, whereupon it shall be the duty of the Recorder to cause the parties creating or permitting such nuisance to be summoned to appear before the Recorder's Court as in other cases. After hearing the testimony in the case, the Recorder may, in his discretion, order the Chief of Police to proceed within a given time to abate the nuisance in such manner as the Recorder may prescribe.

SEC. 733.—Penalty.—For a violation of either of the five preceding Sections, the person offending shall be punished by fine not exceeding \$30.00, or imprisonment not more than sixty days, or both, in the discretion of the Recorder.

SEC. 734.—Stagnant Water on Premises. Penalty.—It shall be unlawful for any person or persons, between the first day of May and the first day of November to allow any open vessel containing water to be exposed in such manner as that such water will become stagnant and cause the breeding and propagation of mosquitoes on premises over which such persons have control, unless such vessel or vessels be covered with wire netting of not less than eighteen wires to the square inch or some other covering which will prevent mosquitoes entering or escaping from such vessels; and any person violating the provisions of this Section shall, upon conviction in the Recorder's Court, be fined not less than \$5.00 nor more than \$25.00, or be sentenced to the chaingang or confined in jail for not less than ten nor more than thirty days, either or both, in the discretion of the Recorder.

SEC. 735.—Water Closets and Inspection of. Penalty.—It shall be unlawful for the occupants of any premises in which a water-closet has been placed, or may hereafter be placed, to fail to have water turned on, and properly connected with such water

closets; or when such a closet is out of repair and good order, to fail to have same put in repair and good order without delay, unless such delay is unavoidable; or to fail to have at all times toilet paper hanging in the water closet so as to be in view of, and accessible to, any person using such water closets, and only such toilet paper shall be used in such closets. That no person shall be permitted to connect any water closet with any sewer or to use any water closet that may be already so connected unless such water closets and sewer have both connection with a water supply, sufficient in the judgment of the Sanitary Inspector, to properly flush both the closet and sewer. That for the purpose of enforcing the provisions of this Section, it is hereby made the duty of the Sanitary Inspector to inspect all water closets and their connections as often as he may deem necessary; *provided*, the same is done in the day time; and he or any police officer shall summons any violator of this Section before the Recorder. A violation of this Section shall constitute disorderly conduct; and any person found guilty thereof in the Recorder's Court shall be fined not more than \$50.00 nor less than \$1.00, or imprisonment in the guard house or county jail for not over thirty days, either or both, or any part thereof, in the discretion of the Recorder, for each day such person continues to violate the provisions of this Section.

SEC. 736.—Sinks and Surface Closets. Regulations. Limits Defined. Penalty.—It shall be unlawful for any person to have, use, keep or maintain a sink, pit or surface closet upon any lot or part of lot fronting a street in which a city sewer is located or may hereafter be located and also within all that area of the City of Columbus embraced within the following boundaries:

Commencing on the east bank of the Chattahoochee River at the intersection of Sixteenth Street and running thence in the center of Sixteenth Street to a point in said street in the center of the intersection of said street and First Avenue; thence north in the center of First Avenue to a point in the center of the intersection of First Avenue and Eighteenth Street; thence east in the center of Eighteenth Street to the center of Third Avenue; thence south in the center of Third Avenue to the center of Sixteenth Street; thence east in the center of Sixteenth Street to the center

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of Fifth Avenue; thence south in the center of Fifth Avenue to the center of Thirteenth Street; thence east in the center of Thirteenth Street to the center of Sixth Avenue; thence south in the center of Sixth Avenue to the center of Eleventh Street; thence west in the center of Eleventh Street to a point midway between Fifth and Sixth Avenues; thence south through the block between Fifth and Sixth Avenues to the center of Ninth Street; thence along the center of Ninth Street west to the center of Fourth Avenue; thence south along the center of Fourth Avenue to Seventh Street; thence west in the center of Seventh Street to Second Avenue; thence south along the center of Second Avenue to Fifth Street; thence west along the center of Fifth Street to Front Street; thence north along the center of Front Street to where said street intersects with the Chattahoochee River; thence up said river on the eastern bank to the point of beginning.

It shall also be unlawful for any person to use, have, or keep a sink, pit or surface closet, on, in, or upon any lot or part of lot within the limits of said city on which there is now or may hereafter be placed a water closet and drain therefor, leading to any street drain or sewer.

Any person either owning, or renting a lot, violating the provisions of this Section shall, upon conviction thereof in the Recorder's Court, be fined not more than \$100, or punished by imprisonment not more than sixty days, in the discretion of the Recorder.

SEC. 737.—Chickens and Fowls on Streets. Penalty.—It shall be unlawful for chickens or other domestic fowls to be allowed to run at large on any of the streets, alleys or lanes of the city in all of that territory lying south of Sixteenth Street and North of Eighth Street and west of Sixth Avenue to First Avenue, or within one block of Linwood cemetery, and the owners thereof are required to keep them confined and on their own premises. Any person violating the provisions hereof shall, upon conviction in the Recorder's Court, be fined not more than \$5.00, or be confined in the guard house not over ten days, either or both, in the discretion of the Recorder.

SEC. 738.—Requiring Screen Doors at Market to be Kept Closed. Penalty.—It shall be unlawful for the renter of any stall at the meat market or any person in charge of any stall in said meat market to keep open the gates or screen doors of any stall in their charge during market hours, between the first day of May and the first day of November of each year. And any person violating the provisions of this Section shall, upon conviction, be fined not less than \$1.00 nor more than \$5.00, or sentenced to work on the chaingang not less than one nor more than ten days, in the discretion of the Recorder.

SEC. 739.—Meats from Butcher Pens. Protected by Covers. Penalty.—Butchers and all other parties bringing or conveying fresh meats into this city from butcher pens or other places shall be required to keep same carefully and securely covered with tarpaulins of clean white sheets in order that said meats cannot be reached by sand or flies and for each and every violation of this Section, the offender shall, on conviction, be fined not less than \$1.00 nor more than \$10.00, or be confined at labor on the city chaingang not less than five nor more than thirty days, in the discretion of the Recorder.

SEC. 740.—Selling Tainted Fish, Meats, Vegetables and Foods Forbidden. Penalty.—It shall be unlawful for any person or persons to offer for sale or place on counter or such places as they are usually offered for sale, any meats, fish, vegetables or any other articles of food as may be found tainted or unfit for wholesome food. Any person violating this Section shall be fined not less than \$1.00 nor more than \$30.00, or required to serve not more than twenty days on the chaingang, in the discretion of the Recorder.

CHAPTER 75.

PROTECTION FROM FIRE.

SECTION 741.—Combustible Material. Accumulation in Cellars, Yards and Alleys Forbidden. Penalty.—It shall be unlawful for any person to allow combustible trash, such as boxes,

loose straw, paper and any such like material to accumulate in any cellar or building within the city of the premises of back yard adjoining or near any building within the city. When any such accumulation of combustible material shall be found as provided in the above paragraph so as to endanger any building, it shall be the duty of the Chief of the Fire Department or any member of the police force to direct the owner or occupant of such premises to remove the same, and if same shall not be done within a reasonable time, not to exceed three days, upon conviction in the Recorder's Court of such failure or refusal and of the fact of the existing of such unlawful and dangerous combustible material, such person so convicted shall be fined not less than \$1.00 nor more than \$50.00, or be sentenced to work on the city chaingang not over sixty days, either or both, in the discretion of the Recorder.

SEC. 742.—Oils. Failure to Store. Penalty.—*Be it ordained,* That all explosive oils, such as kerosene oil, camphene, etc., which may be brought to the city, shall, by the owner or consignee thereof, be conveyed to the city store house as soon as practicable after its arrival. Persons desiring of retailing any of the aforesaid oils, shall keep not more than two barrels of each in store at one time—one barrel on tap and one barrel closed. Persons failing or refusing to store said oils, as required, for the space of two days after receipt of same, shall be fined not less than \$10.00 for each day they so fail or refuse.

SEC. 743.—Storage of Paints, Oils, Etc., in Cellars, for Retailing. Penalty.—It shall be unlawful for any one within the corporate limits of said city to store paints, oils, varnishes, turpentine, benzine, gasoline, or similar articles of inflammable character, for the purpose of selling the same at retail, in any cellar of any store house in said city. Any person or persons violating this Section shall be fined in a sum not exceeding \$50.00, or confined upon the public works of said city not exceeding thirty days, either or both, in the discretion of the Recorder.

SEC. 744.—Fire Works. Unlawful Storage of. Penalty.—It shall be unlawful to store or keep on hand, other than at the magazine, any fire works, such as fire crackers, roman candles,

sky rockets, torpedoes, or other similar explosives, in quantities greater than \$25.00 in value, between the first day of January and the first day of December, except that persons, firms or corporations, who sell such fire works may keep such at their places of business to supply the retail trade from the fifteenth day of October to the first day of January in each year. The rate of charges for storage of fire works in the city magazine shall be one per cent. upon the value thereof for the first month and half of one per cent. for each the second and third months, and one-tenth of one per cent. for each succeeding month the same remains at the magazine.* The keeper of the magazine shall make a monthly report to Council of all sums collected and the amount and value of all fire works stored in the city magazine. For a violation of any of the provisions of this Section, and upon conviction thereof in the Recorder's Court, the person so convicted shall be punished by a fine of not more than \$50.00, or imprisonment and labor on the city chaingang of not more than sixty days, in the discretion of the Recorder.

CHAPTER 76.

THE PUBLIC SAFETY.

SECTION 745.—Bridges. Rules of Travel. Protection of. Penalties.—No person crossing the bridge with one or more horses or mules or horse or mule and vehicle, shall cause them to go faster than a walk; any person so offending shall, on conviction in the Recorder's Court, be punished by a fine of not less than \$20.00 or more than \$30.00, or imprisoned not longer than sixty days.

SEC. 746.—Locomotives and Cars. Permits to Cross.—No carriage or vehicle of any kind or any locomotive or railroad car which, when empty or loaded, in the whole or in part is of more weight than 8,000 pounds, shall be allowed to pass the bridges without a special permit from the Bridge Committee. Any persons so offending shall, on conviction, be punished by fine not

exceeding \$30.00, or imprisoned not more than sixty days, in the discretion of the Recorder.

SEC. 747.—Injuring Bridges or Bridge Keeper's House.—Any person convicted of committing an injury or damage to the bridge or the bridge keeper's house or any of the appurtenances of the bridge, shall be fined \$50.00. Any person putting out any of the lights in the bridge or defacing any part of the bridge or in any way obstructing or hindering the free passage of the same, by stopping any vehicle upon it, or in any other way, shall be fined \$20.00, or imprisoned not exceeding sixty days, in the discretion of the Recorder.

SEC. 748.—Speed Regulations. Notice Posted.—There shall be posted in a conspicuous place upon said bridge a notice in black letters at each end of the same as follows: "Twenty dollars fine for going faster than a walk."

SEC. 749.—No Tolls. Bridges Free.—The bridges are hereby made free.

SEC. 750.—Bridges. Policeman at.—The policeman at each bridge shall watch over the respective bridges and report any repairs needed to the Mayor and Committee on Bridges; and all laws for the protection of said bridges shall remain in force.

SEC. 751.—Inspection of Bridges.—It shall be the duty of the Superintendent of Public Works, Marshal and Chief of Police to inspect, or cause to be inspected, each bridge once a month and make a report of the condition of said bridges in writing to Council each month.

SEC. 752.—Driving Over Bridges Faster Than a Walk. Penalty.—Any person crossing any bridge across the Chattahoochee River faster than a walk, who is either riding any animal or driving any vehicle shall, upon conviction thereof in the Recorder's Court, be fined not more than \$20.00 nor less than \$1.00, or be confined not more than twenty days, nor less than one day on the public works of the city, either or both, in the discretion of the Recorder.

SEC. 753.—Crossing Railroad Trestle. Penalty.—Any person who may cross or attempt to cross any railway trestle in the City

of Columbus shall be guilty of disorderly conduct of which the Recorder's Court of the City of Columbus shall have jurisdiction, and shall be punished by fine not exceeding \$30.00, or imprisonment not more than sixty days. The provisions of this Section shall not apply in any case where the railroad authorities in pursuance of their respective business make use of either of said trestles.

SEC. 754.—Prohibiting Crossing Railroad Bridges. Penalty.—Any person who may cross or attempt to cross any railway bridge in the City of Columbus shall be guilty of disorderly conduct, of which the Recorder's Court of the City of Columbus shall have jurisdiction, and shall be punished by fine not exceeding \$30.00, or imprisonment not more than sixty days. The provisions of this Section shall not apply in any case where the railroad authorities, in the pursuance of their respective business, make use of either of said bridges.

SEC. 755.—Automobiles. Regulating the Use of and Similar Machines Within the City. Penalty.—The term "automobiles" as used in this Section shall include all machines or vehicles known as automobiles, locomobiles, autos, and all other machines and vehicles propelled otherwise than by muscular power, except electric and steam railways or vehicles run upon rails or tracks. All automobiles or other similar machines used upon the streets of the City of Columbus shall be by their respective owners registered in the office of the Clerk of the City Council of Columbus on the first day of January of each year in a book to be kept by said Clerk for that purpose, which registry shall show the style or kind of machine, the name of the owner, and the number assigned to the owner to be attached to or displayed on such automobile which number shall be designated and assigned by the Clerk of Council in each case. A certificate of registry shall be given by said Clerk to such owner for each current year and no automobile or any similar machine shall be operated or used upon the streets of the City of Columbus until the same shall have been registered as herein required, and unless the person so operating said machine shall display upon the rear of the frame of said machine, securely

attached thereto, the registered number conspicuously shown in figures of not less than three inches in height and three-eighths of an inch in width, which figures shall be so colored as to contrast with the color of the machine and be readily discernable. Automobiles already numbered shall retain the number assigned at previous registration. The owner of each automobile or similar machine shall pay to the Clerk of Council \$1.00 for each certificate of registration and recording the number of said automobile or similar machine. It shall be the duty of any person or persons using automobiles or similar machine upon the streets of the City of Columbus to proceed carefully and cautiously and to operate, handle, guide and manage said machine so as to avoid damage to persons or property; and the speed of said machine in no event shall exceed ten miles an hour in the fire limits and fifteen miles an hour in other portions of the corporate limits of the City of Columbus and shall be less than said rate when because of the presence of vehicles or persons on the streets, or other cause reasonable prudence and caution shall dictate a slower rate of speed, it being the intent of this Section to prohibit at all times a speed that is rendered careless by the condition existing at the moment, although the speed may be within the maximum limit therein provided. It shall not be lawful for any person to use or propel on any street in the City of Columbus after nightfall any automobiles or similar machines unless such person shall display attached to said machine at least two lighted lamps showing white light visible at least two hundred feet in the direction in which said automobile is proceeding and shall also exhibit one red light in the rear of said machine showing red to the rear and a white light cast upon the number attached to the rear frame of said automobile.

No person shall operate upon the the streets of the City of Columbus any automobile or similar machine unless said machine is properly equipped with good brakes and signal service. Every person in charge of any automobile or similar machine shall sound a horn or proper signal when approaching street crossings and when turning from one corner to another. Every person operating an automobile must observe the law of the road

and keep to the right hand side of the street and use all reasonable precautions to avoid collisions and injury to persons and property. It shall be unlawful for any person under the age of sixteen years or any intoxicated person or persons under the influence of intoxicants to operate any automobile or similar vehicle on the streets of the City of Columbus.

No automobile or similar vehicle shall be run on any bridge in the City of Columbus at a greater rate of speed than three miles an hour and should any person operating said automobile or similar machine, while on any bridge or street of the City of Columbus, discover any animal hitched to any vehicle taking fright at the approach of said machine, it shall be the duty of the person operating such machine to bring the same to an immediate stop until all danger of accident is averted. It shall likewise be the duty of any person operating any automobile or similar machine to stop when signaled by any police officer of said city raising his club or when ordered so to do by any police officer of the City of Columbus.

In case of the operation of any automobile or any similar machine upon the streets of the City of Columbus in violation of any of the foregoing provisions of this Section the person operating the same shall be subject, upon conviction before the Recorder of the City of Columbus, to a fine not to exceed \$50.00, and imprisonment not to exceed sixty days, either or both, in the discretion of the Recorder.

SEC. 756.—Motorcycles. Riding on Sidewalks Forbidden. Penalty.—It shall be unlawful for any person to ride any bicycle or tricycle which is propelled by a motor of any description upon any sidewalk in the City of Columbus, but it shall be unlawful to ride such vehicles on the driveways of the city without a lamp. And upon conviction any person so offending shall be fined not less than \$1.00 nor more than \$10.00, or confined at labor on the city chaingang not less than five nor more than fifteen days, either or both, in the discretion of the Recorder.

SEC. 757.—Automobiles Without Horn and Light Forbidden. Not Left with Engine Running. Penalty.—It shall be unlawful

for any person to use an automobile, or vehicle of like character upon any street in the city of Columbus unless the same be equipped with a bell or horn and with a lamp or light. It shall also be unlawful for any person to leave such vehicle standing on any street in said city with its motor or engine in motion. And any person violating any provision of this Section shall, on conviction, be fined not less than \$1.00 nor more than \$10.00, or by confinement at labor on the city chaingang for not less than five nor more than fifteen days, either or both, in the discretion of the Recorder.

SEC. 758.—Bicycles. Riding on Certain Sidewalks Prohibited. Regulations. Penalty.—It shall be unlawful for any person to ride a bicycle on any sidewalk in the city embraced in the following territory or on any sidewalk paved or hereafter paved: Beginning at the Chattahoochee River and running east along the center of Ninth Street to Second Avenue; thence north along the property line on the west side of Second Avenue to the center of Fifteenth Street; thence west to the river. Also the sidewalks on either side of Twelfth Street between Second and Sixth Avenues; also the sidewalks on Hamilton Avenue between Seventeenth and Twelfth Streets; *provided*, that this clause shall only apply to persons going south or towards Seventh Street; and upon any of the walks leading through the court house park; and upon Dillingham Street bridge or the sidewalks of Fourteenth Street bridge.

SEC. 759.—Bicycle Paths.—It shall be unlawful for any person to ride a bicycle on any sidewalk in the City of Columbus where a bicycle path has been or shall hereafter be constructed parallel with and on the same side of the street as is said sidewalk.

SEC. 760.—Bicycles Without Bells or Horns. Penalty.—It shall be unlawful for any person to ride a bicycle on any sidewalk within the corporate limits of the City of Columbus unless the same be equipped with a horn or bell and with a lighted lamp at night, said lamp to be securely attached to the bicycle.

SEC. 761.—Reckless Riding.—It shall be unlawful for any person to ride a bicycle in the City of Columbus in a careless or

reckless manner or at a greater rate of speed than eight miles an hour, or at a greater rate of speed than three miles an hour when meeting or passing pedestrians.

SEC. 762.—Penalty.—Any person violating either of the above and foregoing Sections shall, on conviction, be fined not exceeding \$10.00 or less than \$1.00, or be confined at hard labor on the city chaingang not exceeding ten days, either or both, in the discretion of the Recorder.

SEC. 763.—Reckless Driving on Streets. Penalty.—No person shall ride or drive in the street in a disorderly manner so as to endanger the person or property of any person in this city. And any person violating this Section shall be punished by fine not exceeding \$30.00, or imprisoned not longer than sixty days, either or both, in the discretion of the Recorder.

SEC. 764.—Fast Driving Near Market. Penalty.—It shall be unlawful for any person or persons, except the drivers of fire apparatus responding to an alarm of fire, to drive or ride any horse or mule faster than a walk on First Avenue between Tenth and Eleventh Streets during market hours; and any person or persons offending against this Section shall, upon conviction in the Recorder's Court, be punished by fine not to exceed \$50.00, or imprisonment not to exceed thirty days.

SEC. 765.—Excavations in Streets or Holes. Penalty.—No person shall make or cause to be made any hole or excavation in any of the streets nor haul or remove any dirt from any of the streets of this city. And any person violating this Section shall be punished by fine not exceeding \$30.00, or imprisonment not more than sixty days, in the discretion of the Recorder.

SEC. 766.—Cellar Doors.—It shall not be lawful for any person or persons to open and keep their cellar doors open except when they are opened for the purpose of putting in or taking out merchandise, etc., and all cellar doors shall be closed at sunset and if opened afterwards, shall have a light placed at the entrance of the same. It shall be the duty of the Chief of Police and police when they see any violation of this Section to caution the parties, and if not complied with immediately, to summons the offenders before the Recorder's Court. Any person

violating this Section shall be liable to a fine not exceeding \$10.00, or imprisonment not exceeding twenty days for each offense on conviction in the Recorder's Court.

SEC. 767.—Breaking Colts on Streets. Penalty.—Any person who breaks or attempts to break any horse or mule upon the streets shall, upon conviction therefor, be fined not more than \$50.00, or imprisoned not more than sixty days, as the Recorder, in his discretion, may inflict.

SEC. 768.—Discharging Fire Works on Certain Streets. Penalty.—The setting off of any sky rockets, roman candles, large fire crackers, torpedoes or balloons at any place within the corporate limits of the city, except north of Fourteenth Street and south of Ninth Street is hereby prohibited during the Christmas holidays, under penalty of fine not exceeding \$30.00, or imprisonment not longer than sixty days, at the discretion of the Recorder, and the police are especially instructed to enforce this prohibition.

CHAPTER 77.

MISCELLANEOUS PROVISIONS.

SECTION 769.—Building Permits for Erecting, Altering or Repairing. Failure. Penalty.—When any person or persons, firm or corporation, shall be desirous of erecting, repairing, changing, or altering any building, buildings or structures within the fire limits of the City of Columbus, as now designated or that may hereafter be designated as fire limits, he, she, they or it shall make application at the office of Inspector of Buildings for a permit for that purpose, and shall furnish said Inspector with a written statement of the proposed location, dimensions and manner of construction of the proposed building or structure and the materials to be used; and with plans and specifications of the proposed building, buildings or structure, which shall be delivered to said Inspector of Buildings and remain in his custody a sufficient length of time to allow the necessary examination to be made of same; and if required by the Inspector, a copy

of said plans and specifications shall be filed in the office of said Inspector of Buildings for record. After which, if it shall appear to said Inspector of Buildings that the laws and Ordinances of the city are complied with, he shall give the permit asked for.

Applications for permits must be made out in blank forms furnished at the office of the Inspector of Buildings and shall describe and designate the location of the proposed building or structure, the nature and character of building materials to be used, dimensions of joists and timbers and distances apart, number and height of stories, thickness of walls, widths of bearing surface of foundations, for what purpose the building, buildings or structure is designed and such other information as may be desired or required by the said Inspector. Said application must also contain an agreement signed by the owner or owners of the proposed building, buildings or structure, or by his or their architect or agent, stating that he or they will in all respects construct the work in accordance with the detailed statement, plans and specifications accompanying the application and in compliance with the laws and Ordinances of the City of Columbus.

Any person, firm or corporation who shall fail, refuse or neglect to make application for and secure permits for erecting, repairing, changing or altering, and building buildings or structures as provided in paragraphs 1 and 2 of this Section, shall be fined not less than \$2.00 nor more than \$20.00, or imprisoned for not longer than ten days, either or both, in the discretion of the Recorder.

SEC. 770.—Regulating the Sale of Cold Storage Eggs. Penalty.—It shall be unlawful for any person, firm or corporation to sell or offer for sale cold storage eggs in cases or other receptacles unless the same be marked in large letters on said cases or receptacles the words, "Cold Storage Eggs," each of which said letters contained in the words "Cold Storage Eggs" shall be at least one inch square.

All persons, firms or corporations who shall sell or offer for sale to the general public cold storage eggs not marked as prescribed by this Section, shall, upon conviction thereof by the

Recorder, be fined not less than \$5.00 nor more than \$100, or sentenced to work on the public works of the city not less than five days nor more than sixty days, either or any part of said punishment to be inflicted by the Recorder, in his discretion.

SEC. 771.—Regulating Selling Dressed Poultry. Penalty.—It shall be unlawful for any person or persons, except a registered merchant or stall renter at the city market, to sell or offer for sale in said city any dressed poultry, and any violation of this Section shall subject the offender or offenders to a fine not exceeding \$50.00, or imprisonment not exceeding thirty days, in the discretion of the Recorder.

SEC. 772.—Cattle, Hogs, Etc., Offered for Sale. Regulations. Penalty.—All persons bringing into the City of Columbus for sale, except such as may be only passing through, any cattle, cows, sheep, goats or hogs, shall place the same immediately in the city stock yard before offering such live stock for sale; and no person shall allow any such live stock to be herded or stand on the streets of the city.

All persons placing such stock or cattle in such city stock yard shall pay to the keeper thereof a fee of eight cents per head for each beef, or hog, and four cents per head for each sheep, or goat, for the first twenty-four hours or fractional part thereof that such stock or cattle may remain in such stock yard, which fee, when so paid, shall give the privilege to the owners of stock of having their stock weighed on the city scales at such stock yards, without further charge therefor, at which place all stock shall hereafter be weighed; and for each twenty-four hours, or fractional part thereof, after the first twenty-four hours that such stock shall remain in such stock yard, one-half of the above specified fees shall be charged therefor; *provided*, that the terms of this Section shall not apply to those who place their stock in, or offer stock for sale in, any licensed livery or sale stable, or licensed lot, or licensed wagon yard, that also provides a licensed public scales for the weighing of such stock, whenever the same shall be weighed in such stable, lot, or yard.

Any person failing to comply with the provisions of this Section, shall, upon conviction thereof in the Recorder's Court, pay

a fine of not less than fifty cents or more than \$1.00 for each head of stock or cattle so offered for sale not placed in the city stock yard as aforesaid, or be confined in the city guard house or county jail for not more than one day for each head of cattle or stock not so confined, either or both, in the discretion of the Recorder.

SEC. 773.—Waterworks. Interfering With or Injuring the Fixtures of. Penalty.—Any person who shall, without authority, in any manner interfere with, injure, or remove any of the fixtures or appurtenances of hydrants, pipes or appendages thereto, belonging to the system of waterworks in the City of Columbus, or who shall, without authority, use the water, or suffer others to use it, or shall wantonly or negligently waste the water, or permit others to waste the same, or who shall use any of the hydrants or fixtures for hitching posts, shall be guilty of disorderly conduct, and upon proof thereof before the Recorder of said city, such offender shall be punished by fine or imprisonment, or by confinement and labor upon the public works of the city or county, in the discretion of said Recorder; and the police shall be diligent and report every infraction of this Section.

SEC. 774.—Injuring Fire Apparatus of City. Penalty.—Any person who shall willfully and knowingly injure or damage, in any way, or by any means whatever, any engine, hose, hook, ladder, or any other implement, material, or apparatus of any kind, connected with or used by any fire company in Columbus, Georgia, as a part of their machinery or material for extinguishing fires, shall be punished by fine or such other punishment as the Recorder may, in his discretion, inflict.

SEC. 775.—Injuring Street Lamps. Penalty.—Any person who shall willfully break or injure any lamp or any part thereof, whether public or private property, already set up, or which may hereafter be set up, for the purpose of lighting any of the streets or alleys, or any part thereof, in the City of Columbus, Georgia, or shall extinguish any such lamp or remove the burner therefrom, or who shall knock down or remove any lamp or lamp post from the place where it is fixed, shall, upon conviction, be punished by fine or other punishment, or both, in the discretion of the Recorder.

SEC. 776.—Fire Hydrants; Penalty for Tampering with.—(a.) It shall be unlawful for any person, other than an officer or an employee of the Columbus Fire Department or the Columbus Sanitary Department or of the Columbus Sprinkling Department or of the Columbus Waterworks Company to open or attempt to open any of the fire hydrants owned or rented by the City Council.

(b.) It shall be unlawful for any person whomsoever to open or attempt to open any of the said hydrants in any other manner than by the use of the regulation fire hydrant wrench.

(c.) It shall be unlawful for any person whomsoever to tamper with or to leave valve or hose connection open or in anyway damage any of said fire hydrants.

(d.) Any violation of any of the provisions of this Section shall subject the offender, upon conviction, to a fine not exceeding \$100, or to imprisonment in the guard house, or to hard labor upon the public works of the city for a time not exceeding sixty days, either or all, in the discretion of the Recorder.

SEC. 777.—Injuring Public Property or Trees. Penalty.—Any person who shall willfully destroy or injure any of the public pumps, wells or cisterns, or any part thereof, or who shall throw or put any substance in any such pump, well or cistern, or who shall dig up, cut down, remove or injure any tree, post, or enclosure, or any boxing around any tree that has been already planted or erected in or on any street, lane or square in said city, or that may hereafter be erected as aforesaid, shall, upon conviction, be punished by fine not exceeding \$30.00, or imprisonment not longer than sixty days, either or both, in the discretion of the Recorder; and any tree, post or enclosure in any of the streets, whether placed there by the city or by any individual, are hereby declared public property so far as to extend to them the provisions of this Section.

SEC. 778.—Injuring Property in Exposition Park. Penalty.—Any person who shall willfully or intentionally break any of the glass or deface or otherwise injure any building or structure in Exposition Park, or who shall remove any part of the fencing of said park, or otherwise damage said fencing, or shall tamper

with or injure any of the water piping, or other appurtenances at said park, shall be guilty of a violation of this Section, and on conviction shall be fined not less than \$1.00 or more than \$25.00, or be imprisoned not less than one day or more than thirty days, either or both, in the discretion of the Recorder.

SEC. 779.—Forbidding Abuse of Court House. Penalty.—It shall be unlawful for any person to spit on the floors or walls of the court house or to cut or mutilate or post bills or write on any part of the same, or the furniture therein, or to use any portion of the same or furniture therein, for any filthy, indecent or improper use.

Any person who shall be guilty of violating this Section or any portion thereof, shall, upon conviction of the same, be fined not more than \$50.00, or imprisoned for not more than thirty days, either or both, in the discretion of the Recorder.

SEC. 780.—Prohibiting Interference with Electric Light and Power System.—Any person who, without authority, shall in any manner interfere with, injure, add to or remove any wires, fixtures or apparatus, belonging to or attached to the lighting or power system of any electric light or power company, doing business in the City of Columbus, or who, without authority, shall use the electricity or electric current of such company, shall, upon conviction thereof, be punished by the Recorder in a sum of not less than \$1.00 nor more than \$20.00, or imprisoned for not less than one day nor more than thirty days.

SEC. 781.—Public Schools Protected from Disturbance. Penalty.—No person shall be permitted at or near any public or private school house in the City of Columbus, Georgia, to engage by conversation, signs or otherwise, the attention of any of the pupils at said school house, to the disturbance of any of said pupils and to the detriment and discipline of such schools.

Any person who may violate the provisions of this Section may be arrested by any officer or member of the police force, and taken before the Recorder's Court; and such person may, on conviction, be fined in a sum of not more than \$20.00, or be imprisoned not more than thirty days, either or both, in the discretion of the Court.

SEC. 782.—Common and River Bank. Protection of. Penalties.—(a.) The building or erection of any house, shanty, tent or hut, of any description, or of any enclosure, upon any portion of the common or river bank is hereby forbidden and declared to be a nuisance, and may be removed as such. Any person making or erecting any such building or enclosure shall be punished by fine not exceeding \$30.00, or imprisonment not more than sixty days, as the Recorder, in his discretion, may inflict.

(b.) No person shall place on any portion of the common or river bank the carcass of any dead animal, or on any pretense whatever dig, cut away or carry off any part or portion of the earth from the bank of the river or any part of the commons, or cut down, remove or destroy any timber, trees or shrubbery on said river bank or commons, without permission from Council or the Commissioners of Commons. Every person or persons violating any part of this Section shall be punished by fine not exceeding \$30.00, or imprisonment not more than sixty days, either or both, in the discretion of the Recorder.

SEC. 783.—Camping with Vehicles, Except in Wagon Yards, Prohibited.—No person shall camp with his or her cart or wagon within the corporate limits of the City of Columbus, Georgia, except upon the wagon yards set apart for that purpose; and it shall be the duty of the Chief of Police to order all persons violating this Section to remove beyond said limits or to such wagon yards; and any person or persons refusing to remove when so requested, shall be punished by fine not exceeding \$30.00, or imprisonment not more than sixty days.

SEC. 784.—Regulating Entering of Exposition Park when Admission Fee is Charged.—(a.) It shall be unlawful for any person to enter what is known as the Exposition or Driving Park grounds, unless such person enter at the place and under the conditions prescribed by the management of said grounds.

(b.) It shall also be unlawful for any person to climb under, through, or upon any outside fence enclosing said grounds or upon any barn, stable or other building situated within said grounds.

(c.) For violating the provisions of this Section the penalty shall be a fine of not less than \$2.00 or more than \$25.00, or imprisonment on the city chaingang for not less than five days or more than thirty days, either or both, in the discretion of the Recorder.

Provided, that this Section shall be in force only on occasions when there are entertainments on said grounds to which an admission fee is charged.

SEC. 785.—Going on Roofs for Running Wires without Consent. Prohibited. Penalty.—It shall be unlawful for any person or persons to go on the roof of any house in the city for the purpose of running wires over or on to such house without first getting the written consent of the owner of said property. Any person who shall violate the provisions of this Section shall, on conviction thereof, be fined not less than \$1.00 or more than \$10.00, in the discretion of the Recorder, or imprisonment for not less than one and not more than ten days for each offense.

SEC. 786.—Defacing Property with Advertisements or Otherwise. Forbidden. Penalty.—No person or persons shall tack, paste or otherwise fasten anything upon any fence, wall, tree, or other exposed place within the corporate limits of the City of Columbus, whether private or public property, with a view of advertising, without, in case of private property, first having obtained the permission of the owner so to do, and, in the case of public property, without first having obtained permission from the public authorities.

Any person who shall violate any of the provisions of this Section shall, upon conviction, be punished by a fine of not less than \$1.00 nor more than \$25.00, or imprisonment for not longer than ten days.

SEC. 787.—Mayor Authorized to Make Rules Governing Hackmen.—The Mayor of Columbus is hereby invested with full power and authority to make from time to time such uniform rules and regulations governing the conduct and demeanor of public or licensed hackmen or others carrying passengers or baggage for hire or reward as in his judgment is necessary, and to prescribe stands or standing places upon the public streets

for said hacks or conveyances and to regulate how and in what manner drivers of said hacks shall stand or arrange the same with reference to the several railroad depots, opera houses, hotels, or other public places in said city, and from time to time to alter, amend, or abolish said rules.

The Mayor shall cause notice of such rules or regulations as he may make or prescribe as well as changes or alterations thereof to be given to the hackmen or drivers by the Chief of Police and also to cause the same to be published in circular or pamphlet form for the use of such hackmen and may in his discretion cause printed copies of such rules to be posted in a conspicuous place on the inside of each hack or other conveyance.

In case any hackman or driver of any public or licensed hack or other conveyance carrying passengers for hire or reward or any other person shall violate any of the rules or regulations made or prescribed by the Mayor as aforesaid he shall, on conviction thereof before the Recorder's Court, be punished by a fine of not less than \$1.00 nor more than \$10.00, or by imprisonment of not less than one nor more than ten days, either or both, in the discretion of the Recorder; and the Mayor and Council may, in its discretion, revoke the license of said hackman.

SEC. 788.—Hacks. Rates.—For carrying passengers to and from the depot or wharf, or elsewhere in the city, an omnibus or hack may charge twenty-five cents and twenty-five cents for baggage if exceeding fifty pounds. After ten o'clock at night the rates for passengers, except to and from depots and wharf, may be doubled. The owner or driver of any licensed vehicle may, upon agreement, charge seventy-five cents per hour for a one-horse hack, or one dollar per hour for a two-horse hack for the use of the whole vehicle.

Any person refusing to pay the owner or driver the foregoing rates shall be fined not exceeding \$5.00; and any driver who shall charge more than the established rates, or who shall fail to keep an engagement to attend upon any passenger, shall be fined not exceeding \$10.00, to be collected from the owner of the vehicle.

Hacks and omnibuses shall also be required to carry lighted lamps after dark, and shall keep above rates displayed in their vehicles, under a penalty of a fine in the discretion of the Mayor.

SEC. 789.—Car Conductors to Assign Separate Seats to White and Colored Passengers. Penalty.—All conductors, motormen or other employees in charge of any street or electric cars on any line of street railroad in the City of Columbus, Georgia, or within the police limits of same, as defined in this Code, shall be required and are hereby authorized and empowered to assign all passengers to seats or space on the cars under their charge or to remove passengers from one seat or part of car to another seat or part of car, as may in the discretion of said conductor, mortorman or other employee, in charge of such car or cars as aforesaid seem best, so as to separate the white and colored races as much as practicable, and shall reserve and set apart spaces for white and colored passengers respectively, to be apportioned according to the usual and ordinary travel by each on the road or line for which the cars are used; and all conductors, motormen, or other employees of said street or electric railroad company shall have and are hereby invested with police power to carry out the provisions of this Section, and for a violation of this Section, such conductor, mortorman, or employee of the company shall, on conviction in the Recorder's Court of said City of Columbus, be fined not less than \$1.00 nor more than \$100, in the discretion of the Recorder, or to be confined at hard labor upon the public works of said city for not less than one day, nor more than thirty days, either or both, in the discretion of the Recorder.

SEC. 790.—Passengers Refusing Assignments of Seats in Street Cars. Penalty.—Any passenger or passengers refusing to be assigned to seats or space, or to take such seat or space so assigned, in accordance with the provisions of the preceding Section, shall be deemed guilty of violating this and the preceding Section, and such violation shall be held and deemed disorderly conduct, and all persons so violating the same, shall, on conviction in the Recorder's Court of the City of Columbus, Geor-

gia, be fined not less than \$1.00 nor more than \$100, or be confined at hard labor upon the public works of said city for not less than one day nor more than thirty days, either or both, in the discretion of the Recorder.

SEC. 791.—Duty of Conductors, Etc., to Enforce Two Preceding Sections.—It shall be the duty of the conductor and motor-man and other employees in charge of said car or cars (referred to in the two preceding Sections) to see that the regulations prescribed in the said next two preceding Sections of this Code are carried out, under the penalties set forth in said next two preceding Sections, and to this end, it is made the duty of the police to arrest and bring before the Recorder any person or persons violating the same.

SEC. 792.—Car Transfers. Unlawful Use of. Penalty.—No transfer ticket or written instrument giving or purporting to give the right of transfer to any person or persons from a street railroad car or route to a street railroad car operated upon the same or another line of route of said street railroad in said city, shall be issued, sold or given away, except to a passenger lawfully entitled thereto, and by or from duly authorized agent of said street railroad company. And any person other than a duly authorized agent of the aforesaid street railroad company, who shall, in said city, issue, sell, or exchange, or give away such a transfer ticket with intent to have the same used for passage, and any person or persons not lawfully entitled thereto who shall offer for passage such a transfer ticket with intent to have the same used for passage, and any person or persons not lawfully entitled thereto who shall offer for passage such a transfer ticket, shall be guilty of an offense for each and every act, and on conviction thereof, shall be punished by imprisonment not to exceed fifteen days, or fined not exceeding \$5.00 nor less than \$1.00, either or both, in the discretion of the Recorder's Court, for each and every such offense.

SEC. 793.—Railroad and Street Railroad Fares. Failure to Pay. Penalty.—Any person who shall ride or attempt to ride upon any street car, or other railroad car, in the City of Columbus, without the payment of the fare charged therefor, and with

the intent to defraud, shall, on conviction therefor, be fined not less than \$1.00 nor more than \$25.00 and costs, or imprisonment for ten days, one or both, in the discretion of the Recorder.

SEC. 794.—Firing of Guns or Pistols on the Commons. Penalty.—It shall be unlawful to fire any gun or pistol upon any of the commons or any of the cemeteries; *provided*, that this Section shall not apply to gun clubs or military companies upon such part of the commons as may by Council be set apart and designated for the use of such gun clubs.

Any person violating this Section shall be fined not exceeding \$10.00.

SEC. 795.—Prohibiting the Blowing of Locomotive Whistles in the City. Penalty.—The blowing of a locomotive whistle within the corporate limits of the City of Columbus is forbidden and if any engineer or any other person shall sound or cause to be sounded the whistle of a locomotive within the corporate limits of the City of Columbus such person so offending shall, in the discretion of the Recorder, be fined not less than \$1.00 nor more than \$20.00, or imprisoned not less than one day nor more than thirty days; *provided*, that this Section shall not apply in cases where crossings are to be made of other railroad tracks and in other cases where whistles are required to be sounded by the laws of the State of Georgia.

SEC. 796.—Cruelty to Animals. Penalty.—Any person or persons in the City of Columbus, Georgia, who shall cruelly treat, maim, bruise, deprive of necessary sustenance, ill use, or in any manner whatsoever torture or abuse any animal or animals shall, upon conviction, be punished by a fine not exceeding \$50.00 for each and every offense against the provisions of this Section, or imprisoned not exceeding thirty days, in the discretion of the Recorder.

SEC. 797.—Chickens. Cruelty to Carry Head Down. Penalty—It shall be unlawful for any person or persons to carry or to offer for sale, or to purchase within the city limits, any live fowl or bird with legs tied or untied and suspended head down; and any person violating this Section, upon conviction thereof in the Recorder's Court, shall pay a fine of not less than \$1.00

or more than \$25.00, or be imprisoned for not less than one day or more than thirty days, either or both, in the discretion of the Recorder.

SEC. 798.—Barber Shops Not to Open Sunday. Penalty.—It shall not be lawful for any barber shop to be kept open or do any business on the Sabbath day.

Any violation of this Section shall subject the offender to a fine of not less than \$1.00 nor more than \$50.00, in the discretion of the Recorder.

SEC. 799.—Public Meetings. Notice of, to be Given Mayor. Penalty.—Any presiding officer or any other officer or committee of men, or public speaker, who may arrange for and hold any public political meeting, or any other public meeting wherein politics may be publicly discussed, without giving the Mayor one day's notice of the time and place of holding such meeting shall be liable, on conviction, to a fine of not exceeding \$50.00 and costs, or be imprisoned thirty days in the guard house, in the discretion of the Recorder.

SEC. 800.—Regulating Planting Trees and Shrubs in Cemeteries Penalty for Violating.—The planting of all shrubs and all trees, other than flowers, in the cemeteries of the city shall be done only after permission first has been obtained from the Cemetery Company of Council; and shall be done under the supervision and direction of the Sexton of the cemetery where planted.

A violation of this Section shall subject the offender, upon conviction thereof before the Recorder, to a fine not to exceed \$5.00, or imprisonment not more than ten days, in the discretion of the Recorder.

ARTICLE XII.

RULES OF COUNCIL—ENACTMENT OF LAWS.

ARTICLE XII.

CHAPTER 78.

RULES OF COUNCIL.

SECTION 801.—Rules.—1. Meeting of Council shall be held regularly on the first Wednesday in each month, at 7:00 o'clock P. M., from October 1st, to June 1st, and at 4:00 P. M., the balance of the year; *provided*, that the Mayor may convene the Council at any time, for the transaction of special business and in his absence the Mayor *pro tem* and in his absence any two of the members.

2. The Mayor and eight members of Council, or in the absence of the Mayor, nine members of Council shall constitute a quorum for the transaction of business.

3. The Mayor shall preside at all meetings, preserve order and decorum and shall appoint all committees, unless the Council shall otherwise direct, in which case they shall be appointed by ballot.

4. In the absence of the Mayor, the Mayor *pro tem* shall preside, and in his absence a chairman shall be appointed by the members of Council, vested with all powers of the Mayor during his absence.

5. The following order shall be observed in the transaction of business:

- 1.—Reading of minutes.
- 2.—Unfinished business.
- 3.—Reports of standing committees.
- 4.—Reports of special committees.
- 5.—Reports from officers.
- 6.—Trial of special cases.
- 7.—Resolutions, ordinances and accounts.

6. No member shall address the Council meeting, nor shall speak more than twice on the same subject, without permission from the Mayor, nor on any account when another member has not delivered his sentiments and wished to be heard.

7. No person not a member of the Council shall be allowed to address the same while in session unless by unanimous consent of the members present, except when arraigned for a violation of the city ordinances.

8. Every officer whose duty it is made by resolution of Council to report to the regular meeting of Council, shall punctually perform his duty, or be fined at the discretion of Council.

9. All motions shall be reduced to writing if the Mayor or any member desire it.

10. A motion to reconsider any of the proceedings of Council will not be entertained, unless it be made by a member who voted with the majority and such motion shall be made at the same or succeeding meeting.

11. The Mayor shall decide all questions of order, but any member dissatisfied with the decision may appeal to the Council.

12. Whenever any member shall require it, the yeas and nays of the members present shall be entered on the minutes on any question taken.

13. All elections shall be by ballot, and a majority of the whole Board shall be necessary to an election, and when a majority is not obtained on the first ballot, the fact shall be so announced by the presiding officer, and the balloting continued until a majority is obtained, or the Council shall otherwise order and direct.

14. No member of this Board shall be allowed to vote upon any question in which he is directly or indirectly interested.

15. All accounts against the city shall be read at a regular meeting of Council unless otherwise ordered, and without action referred to the Committee on Accounts, which committee shall carefully examine the same, and endorse on those found to be correct: "Examined and Approved."

16. A motion to lay any matter on the table for further consideration shall be first in order, and on all questions the last amendment, the most distant day, and the largest sum, shall be put first.

17. A motion for adjournment shall always be in order.

CHAPTER 79.

ENACTING LAWS.

SECTION 802.—Prescribing Enacting Style of Ordinances.—The enacting style of all Ordinances of the City of Columbus shall be: "It is ordained by the Mayor and Board of Aldermen of the City of Columbus as follows."

SEC. 803.—Adopting Ordinances.—Every bill shall be read twice, that is, once at two distinct regular meetings of Council, before it passes into an Ordinance unless in cases of emergency, when a bill may be read twice by unanimous consent on the same day and passed.

SEC. 804.—After the passage of an Ordinance the same shall be signed by the Mayor and be transcribed by the Clerk of Council in the book of Ordinances and published in one of the city papers.

ARTICLE XIII.

ADOPTING ORDINANCE—CITY CODE.

ARTICLE XIII.

ADOPTING ORDINANCE.—CITY CODE.

SECTION 805.—An Ordinance to be entitled An Ordinance to adopt, approve and make of force certain Rules of Council and a Revised Code of the City of Columbus, and for other purposes:

It is ordained by the Mayor and Board of Aldermen of the City of Columbus, as follows:

That the foregoing Rules of Council and Revised Code of the City of Columbus, as revised and prepared by G. H. Howard, Attorney at Law, under authority from the Mayor and Council of the City of Columbus, and by them fully examined and approved, be and the same are hereby adopted as the Rules of Council and Code of Laws of the City of Columbus, to be of force and to take effect on the 1st day of July, 1914.

SEC. 806.—That the Rules of Council now existing and the Ordinances of the city now existing, and not embraced in the Rules of Council and Code of Laws adopted in the preceding Section, be and the same are hereby repealed, excepting all Ordinances authorizing the paving and curbing of streets and sidewalks, and all Ordinances and laws incurring indebtedness by the City of Columbus, whether evidenced by outstanding bonds of the city, or otherwise, and also all laws and Ordinances heretofore passed for the purpose of raising revenue for the support of the government of the City of Columbus, or to discharge and pay off the indebtedness of the city, which shall remain of full force and effect as they are now of force, as fully and effectually as if embraced in the Code of Laws of the City of Columbus, as adopted in the preceding Section.

Done in regular meeting of Council, this the first day of July, 1914.

JNO. C. COOK, Mayor.

M. M. MOORE, Clerk of Council.

ARTICLE XIV.



ACTS RELATING TO THE COMMONS.

ARTICLE XIV.

CHAPTER 80.

VESTING TITLE TO COMMONS IN COMMISSIONERS.

SECTION 807.—(Acts of 1873, Page 127.)—An Act to vest the title to the commons of the City of Columbus in Commissioners, to sell the same, and apply the proceeds to certain purposes.

Whereas, by reason of the growth of the City of Columbus, the increase of the population and the diversity of pursuits now being introduced in said city, while the demand of an increased area being very urgent; and, *whereas*, the said commons cannot be sold without a grant from the State authorizing the sale thereof;

1. *Be it enacted by the General Assembly of the State of Georgia and it is hereby enacted by authority of the same*, That from and immediately after the passage of this Act, the title in fee simple to the lands known as the commons of the City of Columbus be, and the same is, hereby vested in H. H. Epping, J. Rhodes Browne, Charles A. Redd, Benjamin F. Coleman, Columbus C. Coly, Henson S. Estes, James K. Redd, J. Salisbury, Bennett H. Crawford, John Peabody, and the Mayor of the City of Columbus, (who shall be an *ex-officio* member of the Board of Commissioners) the aforesaid parties to constitute a Board of Commissioners, to have and to hold said property in trust, for the purpose hereinafter specified.

2. That it shall be the duty of the aforesaid Commissioners to have the aforesaid commons surveyed and laid off in lots suitable for building lots; and they are empowered to sell or lease the same, giving title to the same; but shall not sell to any person, except for manufacturing purposes, more than one acre.

3. That said Commissioners be empowered to reserve or set aside so much of the said commons as they may deem proper,

for parks and for school and church purposes; and that all of said commons shall be exempt from any taxes until actually sold or leased.

4. That it shall be the duty of the said Commissioners, within a reasonable time after each sale, to turn over and account to the City Treasurer of said city for the amount realized from the sale or lease of the same, which sum is to be applied as follows: three-fourths of the same to the payment of the bonded debt of the City of Columbus, and the remaining one-fourth for educational purposes.

5. That the said Board of Commissioners shall fill, by election or appointment all vacancies that may occur in the said Board from death, removal from the said city, resignation, malfeasance, or otherwise and that said Commissioners shall have and receive no remuneration for any services rendered by them as Commissioners.

6. Repeals conflicting laws.

Approved February 18th, 1873.

TO AMEND AN ACT IN RELATION TO THE COMMONS OF COLUMBUS, GEORGIA.

SECTION 808.—(Acts of 1882, Page 269.)—An Act to amend an Act to vest the title to the commons of the City of Columbus in commissioners to sell the same and apply the proceeds to certain purposes, approved February 18, 1873, so as to empower said Commissioners to reserve and set apart at the request of the Mayor and Council certain portions of said commons for railroad purposes.

1. *Be it enacted by the General Assembly of the State of Georgia, and it is hereby enacted by authority of the same,* That from and after the passage of this Act, the third Section of an Act to vest the title to the commons of the City of Columbus in Commissioners, to sell the same and apply the proceeds to certain purposes, be so amended as to insert in the third line of said Section between the word "purposes," and the word "and," the following words to-wit: "And, at the request of the

Mayor and Council of the City of Columbus, so much of said commons as they may deem proper for railroad purposes," and also by adding at the end of said Section Third the following proviso, to-wit: "*Provided, however,* that any common land, so set apart and reserved for railroad purposes, shall not be exempt from taxes, when entered upon and taken possession by the railroad company or companies to which it may have been granted," so that said Section when so amended shall read as follows:

"That the said Commissioners be empowered to reserve or set aside so much of the said commons as they may deem proper for parks, and schools, and church purposes; and, at the request of the Mayor and Council of the City of Columbus, so much of said common as they may deem proper for railroad purposes; and that all of said common shall be exempt from taxes until actually sold or leased; *provided, however,* that any common lands so set apart or reserved for railroad purposes, shall not be exempt from taxes when entered upon and taken possession of by the railroad company or companies to which it may have been granted.

2. *Be it further enacted by the authority aforesaid,* That all laws and parts of laws in conflict with this Act be, and the same are hereby repealed.

Approved December 12, 1882.

AMENDING ACT AS TO TITLE OF COMMONS IN COLUMBUS.

SECTION 809.—Commissioners May Permit Railroads to Sell or Lease Part of Commons. Disposition of Proceeds. Extension of Streets Through. (Acts of 1887, Page 613.)—An Act to amend an Act entitled an Act to vest the title to the commons of the City of Columbus in Commissioners, to sell the same, and apply the proceeds to certain purposes, approved February 18, 1873, so as to empower said Commissioners at the request of the Mayor and Council of the City of Columbus to grant to railroad companies permission to sell or lease commons lands set apart,

or that may be hereafter set apart, to them for railroad purposes, and to prescribe the mode and manner of said sale or lease, and to provide for the disposition of the proceeds arising therefrom, and for other purposes.

1. *Be it enacted by the General Assembly of the State of Georgia*, That from and after the passage of this Act, the Act entitled an Act to vest the title to the commons of the City of Columbus in Commissioners, to sell the same, and apply the proceeds to certain purposes, approved February 18, 1873, be amended as follows: "That said Commissioners of Commons be authorized and empowered upon the request of the Mayor and Council of the City of Columbus, to grant to any railroad company holding commons lands for railroad purposes, or to whom the said Commissioners of Commons, or the said Mayor and Council, may have, or hereafter may set apart such commons lands for railroad purposes, the right, privilege and authority to sell, or lease any portion of said lands so held or set apart, and the said lands so sold or leased, may be conveyed by said railroad companies, and the title thereto be vested in the purchasers when sold, and the use and occupation in the lessees when leased; *provided*, the said railroad companies or either of them will and shall pay into the Treasury of the City of Columbus one-half of the purchase money received from the lands so sold, or one-half of each year's rental for the lease of any of said lands, during the entire period of such lease; and *provided, also*, that whenever an extension of any one of the public streets of the City of Columbus, if prolonged to the corporate line, would be located through or on any land heretofore set aside for railroad purposes, or which may hereafter be so set aside, the title to so much and such part of said land as is necessary for the extension of said street of same width as the original street, shall not vest in the railroad company, for whose use the same is set aside, nor shall that part of such land as is necessary for such extension of any one of said streets ever be sold or leased.

2. *Be it further enacted*, That all laws and parts of laws in conflict with this Act be, and the same are hereby repealed.

Approved October 24, 1887.

COMMONS—CITY OF COLUMBUS.

SECTION 810.—Columbus, City of. (Acts of 1900, Page 270, et seq.)—An Act to vest the title to the commons of the City of Columbus in Commissioners, to sell the same and apply the proceeds to certain purposes, approved February 18, 1873, by providing that said Commissioners be empowered to sell or lease, giving titles to the same, to so much of Eleventh Street, heretofore dedicated as a street, lying between Seventh and Ninth Avenues, on the east commons of the City of Columbus, as may not now be used for street purposes.

1. *Be it enacted by the General Assembly of the State of Georgia, and it is hereby enacted by authority of the same,* That from and after the passage of this Act the second Section of an Act to vest the title to the commons of the City of Columbus in Commissioners, to sell the same and apply the proceeds to certain purposes, to be so amended as to add to said Section Second, after the word "acre" the following words, to-wit: "*Provided, however,* that said Commissioners shall be authorized to sell or lease and make titles to any part of what is known as Eleventh Street, heretofore dedicated for street purposes, lying between Seventh and Ninth Avenues on the east commons of the City of Columbus, which may not be used for street purposes at the time of the passage of this Act," so that said Section Second, when so amended, shall read as follows:

"That it shall be the duty of the aforesaid Commissioners to have the aforesaid commons surveyed and laid off in lots suitable for building lots; and that they are empowered to sell or lease the same, giving title to the same, but shall not sell to any person, except for manufacturing purposes, more than one acre; *provided, however,* that said Commissioners shall be authorized to sell or lease and make titles to any part of what is known as Eleventh Street, heretofore dedicated for street purposes, lying between Seventh and Ninth Avenues, on the east commons of the City of Columbus, which may not be used for street purposes at the time of the passage of this Act."

2. *Be it enacted,* That all laws and parts of laws in conflict with this Act be, and the same are, hereby repealed.

Approved December 17, 1900.

COLUMBUS, COMMONS, SALE OF.

SECTION 811.—(Acts of 1901, Page 357.)—An Act to authorize, ratify and confirm a sale by the Commissioners of Commons of the City of Columbus of the portion of Front Street north of Fourteenth Street and the adjoining commons, and a sale by the Mayor and Council of the City of Columbus of lands adjoining as part of commons and of Fourteenth Street, formerly Franklin, and for other purposes.

1. *Be it enacted by the General Assembly of the State of Georgia*, That the Commissioners of Commons be, and they are, hereby authorized and empowered to sell at public or private sale the following tract of land, which includes a portion of Front Street north of Fourteenth Street and the adjoining commons, described as follows: Commence on the north line of the City of Columbus, lot number 35, extend west at a point 30 feet from the northwest corner of said city lot number 35, run due south along a straight line at every point 30 feet from the west lines of city lots numbers 35 and 38 a distance of two hundred and seventy-five feet, more or less, to a point 25 feet north of the two hundred and thirty-five feet, more or less, to a point which would lie on the present west property line of the Muscogee Manufacturing Company, if extended north; thence northeasterly from said point in a straight line to a point one hundred and fifty feet west from the beginning point; thence due east to the beginning point.

2. *Be it further enacted*, That the conveyance of said described land heretofore made on July 30th, 1901, by said Commissioners be, and the same is ratified and confirmed and made valid and binding and shall operate to pass a good and sufficient title to the purchaser.

3. *Be it further enacted*, That a grant heretofore made, to-wit: On the 15th day of June, 1884, by the Mayor and Council of the City of Columbus to Jonathan Bridges conveying to him a certain tract of land, being a part street and part commons land, lying at the western terminus of now Fourteenth Street, formerly Franklin Street, in the City of Columbus, and on the east bank of the Chat-

tahoochee River, said tract of land being described in said conveyance as follows, to-wit: "All of that tract or parcel of land situate, lying and being in the City of Columbus aforesaid, bounded on the south by water lot number one on which a factory is now being built, east of Bay Street, and running up the river north one hundred feet from said lot number one, and bounded west by line running one hundred feet north, commencing at the northwest corner of a rock pier built on lot number one," is confirmed and the title thereto is declared valid and binding in the said named grantee, and in the present and all intermediate holders of said described land.

4. *Be it further enacted*, That all laws and parts of laws in conflict with this Act be, and the same are, hereby repealed.

Approved November 16, 1901.

COMMONS—COMMISSIONERS OF.

SECTION 812.—(Acts of 1901, Page 358.)—An Act to amend an Act vesting the title of the commons of the City of Columbus in Commissioners, and for other purposes, approved February 18, 1873, and Acts amendatory thereof, so as to provide an official name for said Commissioners, prescribed the method for conveyance of title and to authorize the adoption of rules and by-laws and a seal, and the appointment of officers and to confirm the titles heretofore made by said Commissioners, and for other purposes.

1. *Be it enacted by the General Assembly of Georgia*, That the above recited Act, and the Acts amendatory thereof, be so amended that hereafter said Board shall be known as "Commissioners of Commons of the City of Columbus." They shall have the power to adopt rules and regulations and by-laws for their government, designate their officers, elect or appoint the same, adopt and have a common seal, and pass title to land by a two thirds vote of their members, and any act of said named Commissioners and their successors heretofore performed within the scope of this provision shall be as valid, and binding as if performed subsequent to the passage of this Act, and any convey-

ance heretofore executed under the authority of said Board and by two-thirds vote thereof, and signed by the president and secretary thereof, shall be valid and binding.

2. *Be it further enacted*, That all laws and parts of laws in conflict with this Act be, and the same are, hereby repealed.

Approved November 16, 1901.

COLUMBUS, CITY OF—TO SELL PART OF COMMONS.

SECTION 813.—Columbus, City of. Commons at Intersection of Cemetery Street and Seventh Avenue. (Acts of 1910, Pages 481-482.)—An Act to authorize the sale of part of the commons of the City of Columbus at the intersection of Cemetery Street and Seventh Avenue, known as the Broad Street Methodist parsonage property, and for other purposes.

1. *Be it enacted by the General Assembly of the State of Georgia, and it is hereby enacted by the same*, That from and after the passage of this Act, that the trustees of the Broad Street Methodist E. Church, South, at Columbus, Georgia, be, and they are hereby authorized and empowered to sell at public or private sale that part of the commons of said city, situated at the intersection of Cemetery Street and Seventh Avenue, and of dimensions as follows: East line on Seventh Avenue, one hundred and twenty (120) feet; west line ninety (90) feet; north and front line, sixty-six (66) feet on Cemetery Street, and southern or rear line sixty (60) feet; containing 15/100 of an acre, more or less.

2. *Be it further enacted by the authority aforesaid*, That the proceeds derived from the sale thereof, be invested in other property for church purposes.

3. *Be it further enacted by the authority aforesaid*, That all laws and parts of laws in conflict with this Act be, and the same are, hereby repealed.

Approved August 3, 1910.

COLUMBUS, CITY OF—TITLE TO COMMONS.

SECTION 814.—Columbus, City of. Part of Commons to be Conveyed to City. Public Park. (Acts of 1910, Pages 482, 483, 484.)—An Act authorizing the Commissioners of Commons of the

City of Columbus, as created by an Act of the General Assembly, approved February 18, 1873, to convey to the City of Columbus the title in fee simple to certain commons lands, located on the south and east commons, in the City of Columbus, said lands to be used and devoted for a public park and play ground, for the recreation, pleasure and amusement of the general public, as the corporate authorities of the City may direct, and for no other purposes.

Whereas, The General Assembly, by an Act approved February 18, 1873, conveying the title in fee simple to the lands known as the commons of the City of Columbus to certain persons constituting a Board of Commissioners, to have and to hold said property in trust for certain purposes in said Act specified; and,

Whereas, By the terms of said Act the said Commissioners were empowered to have said commons surveyed and laid off into lots, and to set aside so much of said commons as said Commissioners may deem proper for parks; and,

Whereas, The said Board of Commissioners have reserved and set aside a tract of land in said commons, hereinafter described, for the purpose of a public park, which said tract of land the said Commissioners desire shall be conveyed to the City of Columbus under certain limitations and restrictions, for park purposes,

Therefore, It is enacted as follows:

1. *Be it enacted by the General Assembly of the State of Georgia, and it is hereby enacted by authority of same, That* the Board of Commons Commissioners of the City of Columbus be, and they are hereby authorized, empowered and directed to convey to the City of Columbus, in Muscogee County, Georgia, the following described tract of land, to-wit: All of that portion of the south and east commons of the City of Columbus lying south of Fourth Street and extending across the Chattahoochee River to the southern boundary of the City of Columbus, which lies east of Fourth Avenue to Tenth Avenue, except that portion of said area which is now enclosed as a part of the colored cemetery; also all that portion of block No. 53 of the south commons lying west of what is known as the colored cemetery, which has not been heretofore sold by said Commissioners of Commons.

2. *Be it further enacted by the authority aforesaid,* That said commons be conveyed to the City of Columbus, as described in the first Section of this Act, shall be conveyed to said city absolutely and unconditionally, in fee simple, but shall be kept open and used only for the purpose of a public park and play ground, and be devoted to such amusement and pleasure as the corporate authority of the City of Columbus may designate; and that the City of Columbus shall have no power or authority to convey any part or portion of said tract of land described in Section One (1) of this Act without the assent of two-thirds of the qualified voters of said city at a special election to be held for that purpose; and that said tract of land when so conveyed shall be used and devoted only for the uses and purposes designated in this Act.

3. *Be it further enacted by the authority aforesaid,* That all laws or parts of laws in conflict with this Act be, and the same are, hereby repealed.

Approved August 10, 1910.

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